

11399.00

11400.00

11407.00

Newburgh-Dixmont  
Hampden

**BEFORE SUBMITTING YOUR BID**

- 1. Use pen and ink to complete the Bid.**
- 2. Have you signed and completed the Contract Agreement, Offer & Award Forms?**
- 3. As a minimum, the Bidder will submit a Bid Package consisting of the Notice to Contractors, the completed Acknowledgement of Bid Amendments & Submission of Bid Bond Validation Number form, the completed Schedule of Items, 2 copies of the completed Agreement, Offer, & Award form, a Bid Bond or Bid Guarantee, and any other Certifications or Bid Requirements listed in the Bid Book.**
- 4. Have you included prices for all Bid Items? (“Zero is not considered a bid price.”)**
- 5. Have you included a bid guarantee? Acceptable forms are:**
  - A. Bid Bond on the Department’s prescribed form for 5% of the Bid Amount. (Or forms that do not contain any significant variations from the Department’s forms as solely determined by the Department.)**
  - B. Official Bank Check, Cashier’s Check, Certified Check, U.S. Postal Money Order or Negotiable Certificate of Deposit in the amount stated in the Notice to Contractors.**
- 6. If the written Bid is to be sent, Federal Express overnight delivery is suggested as the package is delivered directly to the DOT Headquarters Building in Augusta. Other means, such as U.S. Postal Services’ Express Mail has proven not to be reliable.**

**AND FOR FEDERAL AID PROJECTS**

- 7. Have you included your DBE Utilization commitment in the proper amounts and signed the DBE Certification?**

**If you need further information regarding Bid preparation, call the DOT Contracts Section at (207)624-3410.**

**For complete specifications regarding bidding requirements, refer to Section 102 of the Maine Department of Transportation, Standard Specifications, Revision December 2002.**

# NOTICE

**The Maine Department of Transportation is attempting to improve the way Bid Amendments/Addendums are handled, and allow for an electronic downloading of bid packages from our website, while continuing to maintain a planholders list.**

**Prospective bidders, subcontractors or suppliers who wish to download a copy of the bid package and receive a courtesy notification of project specific bid amendments, must provide an email address to Diane Barnes at the MDOT Contracts mailbox at: [MDOT.contracts@maine.gov](mailto:MDOT.contracts@maine.gov). Each bid package will require a separate request.**

**Additionally, interested parties will be responsible for reviewing and retrieving the Bid Amendments from our web site, and acknowledging receipt and incorporating those Bid Amendments in their bids using the Acknowledgement of Bid Amendment Form.**

The downloading of bid packages from the MDOT website is not the same as providing an electronic bid to the Department. Electronic bids must be submitted via <http://www.BIDX.com>. For information on electronic bidding contract Rebecca Pooler at [rebecca.pooler@maine.gov](mailto:rebecca.pooler@maine.gov).

# NOTICE

For security and other reasons, all Bid Packages which are mailed, shall be provided in double (one envelope inside the other) envelopes. The *Inner Envelope* shall have the following information provided on it:

Bid Enclosed - Do Not Open

PIN:

Town:

Date of Bid Opening:

Name of Contractor with mailing address and telephone number:

In Addition to the usual address information, the *Outer Envelope* should have written or typed on it:

Double Envelope: Bid Enclosed

PIN:

Town:

Date of Bid Opening:

Name of Contractor:

*This should not be much of a change for those of you who use Federal Express or similar services.*

Hand-carried Bids may be in one envelope as before, and should be marked with the following information:

Bid Enclosed: Do Not Open

PIN:

Town:

Name of Contractor:

**STATE OF MAINE DEPARTMENT OF TRANSPORTATION**  
Bid Guaranty-Bid Bond Form

**KNOW ALL MEN BY THESE PRESENTS THAT**\_\_\_\_\_

\_\_\_\_\_, of the City/Town of \_\_\_\_\_ and State of \_\_\_\_\_

as Principal, and \_\_\_\_\_ as Surety, a

Corporation duly organized under the laws of the State of \_\_\_\_\_ and having a usual place of

Business in \_\_\_\_\_ and hereby held and firmly bound unto the Treasurer of

the State of Maine in the sum of \_\_\_\_\_ for payment which Principal and Surety bind

themselves, their heirs, executors, administrators, successors and assigns, jointly and severally.

The condition of this obligation is that the Principal has submitted to the Maine Department of

Transportation, hereafter Department, a certain bid, attached hereto and incorporated as a

part herein, to enter into a written contract for the construction of \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_ and if the Department shall accept said bid

and the Principal shall execute and deliver a contract in the form attached hereto (properly

completed in accordance with said bid) and shall furnish bonds for this faithful performance of

said contract, and for the payment of all persons performing labor or furnishing material in

connection therewith, and shall in all other respects perform the agreement created by the

acceptance of said bid, then this obligation shall be null and void; otherwise it shall remain in full

force, and effect.

Signed and sealed this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_\_

WITNESS:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

WITNESS

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

PRINCIPAL:

By \_\_\_\_\_

By: \_\_\_\_\_

By: \_\_\_\_\_

SURETY:

By \_\_\_\_\_

By: \_\_\_\_\_

Name of Local Agency: \_\_\_\_\_

# NOTICE

Bidders:

Please use the attached “Request for Information” form when faxing questions and comments concerning specific Contracts that have been Advertised for Bid. Include additional numbered pages as required.

# REQUEST FOR INFORMATION

Response By:\_\_\_\_\_ Date: \_\_\_\_\_

# INSTRUCTIONS FOR PREPARING THE CONTRACTOR'S DISADVANTAGED BUSINESS ENTERPRISE UTILIZATION PLAN

## The Contractor Shall:

1. Submit a completed Contractor's Disadvantaged Business Enterprise Utilization Plan to the Contract's Engineer by 4:30 P.M. on the Bid day.
2. Extend equal opportunity to MDOT certified DBE firms (as listed in MDOT's DBE Directory of Certified Businesses) in the selection and utilization of Subcontractors and Suppliers.

## SPECIFIC INSTRUCTIONS FOR COMPLETING THE FORM:

Insert Contractor name, the name of the person(s) preparing the form, and that person(s) telephone and fax number.

Provide total Bid price, Federal Project Identification Number, and location of the Project work.

In the columns, name each DBE firm to be used, provide the Unit or Item cost of the Work/Product to be provided by the DBE firm, give a brief description of the Work, and the dollar value of the Work.

If no DBE firm is to be utilized, the Contractor must document the reason(s) why no DBE firms are being used. Specific supporting evidence of good faith efforts taken by Contractors to solicit DBE Bidders must be attached. This evidence, as a minimum, includes phone logs, e-mail and/or mail DBE solicitation records, and the documented results of these solicitations.

# NOTICE

## Disadvantaged Business Enterprise Proposed Utilization

The Apparent Low Bidder must submit the Disadvantaged Business Enterprise Proposed Utilization form by close of Business (4:30 P.M.) on Bid day.

The Contractor's Disadvantaged Business Enterprise Proposed Utilization Plan form contains additional information that is required by USDOT.

The Contractor's Disadvantaged Business Enterprise Proposed Utilization Plan form must be used.

A copy of the new Contractor's Disadvantaged Business Enterprise Proposed Utilization Plan and instructions for completing it are attached.

Note: Questions about DBE firms, or to obtain a printed copy of the DBE Directory, contact Equal Opportunity at (207) 624-3066.

MDOT's DBE Directory of Certified firms can also be obtained at [http://www.state.me.us/mdot/humnres/o\\_equalo/cdwbed\\_h.htm](http://www.state.me.us/mdot/humnres/o_equalo/cdwbed_h.htm)

# CONTRACTOR'S DISADVANTAGED BUSINESS ENTERPRISE PROPOSED UTILIZATION PLAN

Low Bidder shall furnish completed form to Contracts Section by 4:30 P.M. on Bid Opening day.

TO: MDOT Contracts Section  
16 State House Station,  
Augusta, Me 04333-0016  
or  
Fax: 207-624-3431

Contractor: \_\_\_\_\_

Prepared by: \_\_\_\_\_

Telephone: \_\_\_\_\_ Fax: \_\_\_\_\_

BID PRICE: \$ \_\_\_\_\_ FEDERAL PROJECT # \_\_\_\_\_ LOCATION: \_\_\_\_\_

TOTAL DBE PARTICIPATION AS A PERCENT OF TOTAL BID PRICE = \_\_\_\_\_ %

DBE Firm*	Unit/Item Cost	Unit #	Description of work & Item Number	Actual \$ Value
Total >				

If no DBE firm(s) are used, bidder must document efforts made to secure DBE participation and attach supporting evidence of this effort:

\_\_\_\_\_  
\_\_\_\_\_.

Examples: Bidder relies wholly upon low quote subcontractor section, DBE firm(s) were not low quote. No DBE firms bid.

\*Only DBE firms certified by MDOT prior to bidding can be utilized by Contractor for DBE credit.  
Directory of certified DBEs is available on MDOT's website: [www.state.me.us/mdot](http://www.state.me.us/mdot)

Equal Opportunity Use:

Plan received \_\_\_\_/\_\_\_\_/\_\_\_\_ Verified by: \_\_\_\_\_ Action: \_\_\_\_\_



## Office of Human Resources

### Equal Opportunity

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## MAINE DEPARTMENT OF TRANSPORTATION

Certified Disadvantaged and Women Business Enterprise

DBE DIRECTORY - MINORITY OWNED

WBE DIRECTORY - WOMEN OWNED

WEBSITE FOR DIRECTORY CAN BE FOUND AT:

[http://www.state.me.us/mdot/humnres/o\\_equalo/cdwbed\\_h.htm](http://www.state.me.us/mdot/humnres/o_equalo/cdwbed_h.htm)

*It is the responsibility of the Contractor to access the DBE Directory at this site in order to have the most current listings.*

## STATE OF MAINE DEPARTMENT OF TRANSPORTATION NOTICE TO CONTRACTORS

Sealed Bids addressed to the Maine Department of Transportation, Augusta, Maine 04333 and endorsed on the wrapper "Bid for the **Hot Mix Asphalt Overlay, Cold in-Place Recycling Asphalt Pavement, Drainage and Safety Improvements** in the towns of **Hampden, Newburgh and Dixmont**" will be received from contractors at the Reception Desk, Maine DOT Building, Child Street, Augusta, Maine, until 11:00 o'clock A.M. (prevailing time) on March 31, 2004, and at that time and place publicly opened and read. Bids will be accepted from contractors prequalified by the Department of Transportation for highway construction or paving projects. All other Bids may be rejected. **MDOT provides the option of electronic bidding. We accept electronic bids for those bid packages posted on the [bidx.com](http://www.bidx.com) website. Electronic bids do not have to be accompanied by paper bids. Please note: the Department will accept a facsimile of the bid bond; however, the original bid bond must then be received at the MDOT Contract Section within 72 hours of the bid opening.** Until further notice, dual bids (one paper, one electronic) will be accepted, with the paper copy taking precedence.

Description: Maine Federal Aid Project No.; STP-1139(900)X, PIN 011399.00; STP-A140(000)X, PIN 011400.00; NH-1140(700)E, PIN 011407.00

Location: In Penobscot County, in the towns of Newburgh and Dixmont, project STP-1139(900)X is located on Route 202 beginning at Route 7 and extending northerly 10.87 miles. In the town of Hampden, project STP-A140(000)X is located on Route 202 beginning 0.20 of a mile westerly of Canaan Road and extending easterly 2.94 miles. In the town of Hampden, project NH-1140(700)E is located on Route 1A beginning at the Winterport town line and extending northerly 0.975 of a mile.

Outline of Work: Hot Mix Asphalt Overlay, Cold in-Place Recycling Asphalt Pavement, Drainage, Safety Improvements and other incidental work.

For general information regarding Bidding and Contracting procedures, contact Bruce Carter at (207)624-3430. Our webpage at <http://www.state.me.us/mdot/project/design/homepg.htm> contains a copy of the schedule of items, Plan Holders List, written portions of bid amendments (not drawings), and bid results. For Project-specific information fax all questions to **Jamie Andrews** at (207)624-3401. Questions received after 12:00 noon of Monday prior to bid date will not be answered. Bidders shall not contact any other Departmental staff for clarification of Contract provisions, and the Department will not be responsible for any interpretations so obtained. Hearing impaired persons may call the Telecommunication Device for the Deaf at (207)287-3392.

Specifications and bid forms may be seen at the Maine DOT Building in Augusta, Maine and at the Department of Transportation's Division Office in Bangor. They may be purchased from the Department between the hours of 8:00 a.m. to 4:30 p.m. by cash, credit card (Visa/Mastercard) or check payable to Treasurer, State of Maine sent to Maine Department of Transportation, Attn.: Mailroom, 16 State House Station, Augusta, Maine 04333-0016. They also may be purchased by telephone at (207)624-3536 between the hours of 8:00 a.m. to 4:30 p.m. Bid Book \$10 (\$13 by mail), Single Sheets \$2, payment in advance, all non-refundable.

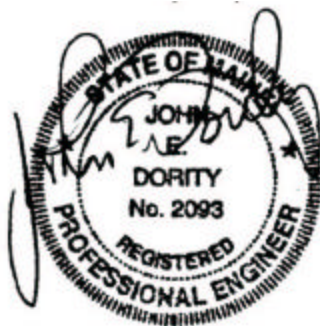
Each Bid must be made upon blank forms provided by the Department and must be accompanied by a bid bond at 5% of the bid amount or an official bank check, cashier's check, certified check, certificate of deposit, or United States postal money order in the amount of \$80,000 payable to Treasurer, State of Maine as a Bid guarantee. A Contract Performance Surety Bond and a Contract Payment Surety Bond, each in the amount of 100 percent of the Contract price, will be required of the successful Bidder.

This Contract is subject to all applicable Federal Laws. This contract is subject to compliance with the Disadvantaged Business Enterprise program requirements as set forth by the Maine Department of Transportation.

All work shall be governed by "State of Maine, Department of Transportation, Standard Specifications, Revision of December 2002", price \$10 [\$13 by mail], and Standard Details, Revision of December 2002, price \$20 [\$25 by mail] Standard Detail updates can be found at <http://www.state.me.us/mdot/project/design/homepg.htm>

The right is hereby reserved to the MDOT to reject any or all Bids.

Augusta, Maine  
March 17, 2004



JOHN E. DORITY  
CHIEF ENGINEER

**SPECIAL PROVISION 102.7.3**  
**ACKNOWLEDGMENT OF BID AMENDMENTS**  
**&**  
**SUBMISSION OF BID BOND VALIDATION NUMBER (IF APPLICABLE)**

With this form, the Bidder acknowledges its responsibility to check for all Amendments to the Bid Package. For each Project under Advertisement, Amendments are located at <http://www.state.me.us/mdot/comprehensive-list-projects/project-information.php>. It is the responsibility of the Bidder to determine if there are Amendments to the Project, to download them, and to incorporate them into their Bid Package. The Maine DOT will not post Bid Amendments any later than noon the day before Bid opening.

Amendment Number	Date

The Contractor, for itself, its successors and assigns, hereby acknowledges that it has received all of the above referenced Amendments to the Bid Package. Failure to acknowledge receipt of all Amendments to the Bid Package will be considered a Non-curable Bid Defect in accordance with Section 102.11.1 of the Standard Specifications, Revision of December 2002.

CONTRACTOR

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of authorized representative

\_\_\_\_\_  
(Name and Title Printed)

**Bid Bond Validation Number** \_\_\_\_\_  
**(Applicable to annual bid bonds or electronic bid bonds.)**

MAINE DEPARTMENT OF TRANSPORTATION

BID

DATE OF OPENING :

CALL ORDER :

CONTRACT ID : 011399.00

PROJECTS

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STP-1139(900)X

STP-A140(000)X

NH-1140(700)E

COUNTY : PENOBSCOT

## MAINE DEPARTMENT OF TRANSPORTATION

PAGE: 1

## SCHEDULE OF ITEMS

DATE: 040309

REVISED:

CONTRACT ID: 011399.00

PROJECT(S): STP-1139(900)X

STP-A140(000)X

NH-1140(700)E

CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE ----- DOLLARS   CTS		BID AMOUNT ----- DOLLARS   CTS	
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## SECTION 0001 HIGHWAY ITEMS

0010	202.203 PAVEMENT BUTT JOINTS	1000.000 SY				
0020	204.21 ADD SHOULDER AGGREGATE - TRUCK MEASURE	1500.000 CY				
0030	211.20 INSLOPE EXCAVATION	49270.000 LF				
0040	211.22 INSLOPE EXCAVATION - GUARDRAIL	5000.000 LF				
0050	211.30 DITCH EXCAVATION	46740.000 LF				
0060	310.35 COLD IN-PLACE RECYCLED ASPHALT PAVEMENT (TRAVELING PUGMILL) 5 INCH	140300.000 SY				
0070	403.209 HOT MIX ASPHALT 9.5 MM HMA (SIDEWALKS, DRIVES, INCIDENT ALS)	333.000 T				
0080	403.210 HOT MIX ASPHALT 9.5 MM HMA	19540.000 T				
0090	403.212 HOT MIX ASPHALT 4.75 MM HMA	1650.000 T				

## MAINE DEPARTMENT OF TRANSPORTATION

PAGE: 2

## SCHEDULE OF ITEMS

DATE: 040309

REVISED:

CONTRACT ID: 011399.00

PROJECT(S): STP-1139(900)X

STP-A140(000)X

NH-1140(700)E

CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
0100	409.15 BITUMINOUS TACK COAT APPLIED	5740.000 G				
0110	411.10 UNTREATED AGGREGATE SURFACE COURSE (TRUCK MEASURE)	196.000 CY				
0120	603.16 15 INCH CULVERT PIPE OPTION I	1414.000 LF				
0130	603.17 18 INCH CULVERT PIPE OPTION I	392.000 LF				
0140	603.179 18 INCH CULVERT PIPE OPTION III	1389.000 LF				
0150	603.199 24 INCH CULVERT PIPE OPTION III	1037.000 LF				
0160	603.205 30 INCH REINFORCED CONCRETE PIPE CLASS III	188.000 LF				
0170	603.215 36 INCH REINFORCED CONCRETE PIPE CLASS III	66.000 LF				
0180	603.245 54 INCH REINFORCED CONCRETE PIPE CLASS III	64.000 LF				
0190	604.18 ADJUSTING MANHOLE OR CATCH BASIN TO GRADE	2.000 EA				

## MAINE DEPARTMENT OF TRANSPORTATION

PAGE: 3

## SCHEDULE OF ITEMS

DATE: 040309

REVISED:

CONTRACT ID: 011399.00

PROJECT(S): STP-1139(900)X

STP-A140(000)X

NH-1140(700)E

CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
0200	604.182 CLEAN EXISTING CATCH BASIN AND MANHOLE	5.000 EA				
0210	605.10 6 INCH UNDERDRAIN OUTLET	12.000 LF				
0220	606.178 GUARDRAIL BEAM	375.000 LF				
0230	606.23 GUARDRAIL TYPE 3C - SINGLE RAIL	737.500 LF				
0240	606.231 GUARDRAIL TYPE 3C - 15 FOOT RADIUS AND LESS	150.000 LF				
0250	606.232 GUARDRAIL TYPE 3C - OVER 15 FOOT RADIUS	138.000 LF				
0260	606.265 TERMINAL END - SINGLE RAIL - GALVANIZED STEEL	11.000 EA				
0270	606.35 GUARDRAIL DELINEATOR POST	45.000 EA				
0280	606.362 GUARDRAIL ADJUSTED	1225.000 LF				
0290	606.364 GUARDRAIL REMOVE, MODIFY AND RESET, TYPE 3B	250.000 LF				

## MAINE DEPARTMENT OF TRANSPORTATION

PAGE: 4

## SCHEDULE OF ITEMS

DATE: 040309

REVISED:

CONTRACT ID: 011399.00

PROJECT(S): STP-1139(900)X

STP-A140(000)X

NH-1140(700)E

CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
0300	606.47 SINGLE WOOD POST	64.000				
		EA				
0310	606.754 WIDEN SHOULDER FOR GUARDRAIL 350 FLARED TERMINAL	22.000				
		EA				
0320	606.79 GUARDRAIL 350 FLARED TERMINAL	22.000				
		EA				
0330	609.31 CURB TYPE 3	788.000				
		LF				
0340	610.08 PLAIN RIPRAP	200.000				
		CY				
0350	613.319 EROSION CONTROL BLANKET	20780.000				
		SY				
0360	615.07 LOAM	90.000				
		CY				
0370	618.1301 SEEDING METHOD NUMBER 1 - PLAN QUANTITY	36.000				
		UN				
0380	618.1401 SEEDING METHOD NUMBER 2 - PLAN QUANTITY	778.000				
		UN				
0390	619.1201 MULCH - PLAN QUANTITY	814.000				
		UN				

## MAINE DEPARTMENT OF TRANSPORTATION

PAGE: 5

## SCHEDULE OF ITEMS

DATE: 040309

REVISED:

CONTRACT ID: 011399.00

PROJECT(S): STP-1139(900)X

STP-A140(000)X

NH-1140(700)E

CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
0400	620.58 EROSION CONTROL GEOTEXTILE	750.000 SY				
0410	627.76 TEMPORARY PVMT. MARK LINE, W OR YELLOW	LUMP	LUMP			
0420	629.05 HAND LABOR, STRAIGHT TIME	25.000 HR				
0430	631.10 AIR COMPRESSOR (INCLUDING OPERATOR)	10.000 HR				
0440	631.11 AIR TOOL (INCLUDING OPERATOR)	10.000 HR				
0450	631.111 TRACTOR MOUNTED HYDRAULIC HAMMER	20.000 HR				
0460	631.12 ALL PURPOSE EXCAVATOR (INCLUDING OPERATOR)	40.000 HR				
0470	631.14 GRADER (INCLUDING OPERATOR)	100.000 HR				
0480	631.172 TRUCK - LARGE (INCLUDING OPERATOR)	40.000 HR				
0490	631.18 CHAIN SAW RENTAL (INCLUDING OPERATOR)	10.000 HR				

## MAINE DEPARTMENT OF TRANSPORTATION

PAGE: 6

## SCHEDULE OF ITEMS

DATE: 040309

REVISED:

CONTRACT ID: 011399.00

PROJECT(S): STP-1139(900)X

STP-A140(000)X

NH-1140(700)E

CONTRACTOR : \_\_\_\_\_

LINE NO	ITEM DESCRIPTION	APPROX. QUANTITY AND UNITS	UNIT PRICE		BID AMOUNT	
			DOLLARS	CTS	DOLLARS	CTS
0500	631.32 CULVERT CLEANER (INCLUDING OPERATOR)	100.000 HR				
0510	639.19 FIELD OFFICE TYPE B	1.000 EA				
0520	652.38 FLAGGER	5680.000 HR				
0530	652.39 WORK ZONE TRAFFIC CONTROL	LUMP	LUMP			
0540	656.75 TEMPORARY SOIL EROSION AND WATER POLLUTION CONTROL	LUMP	LUMP			
0550	659.10 MOBILIZATION	LUMP	LUMP			
0560	660.21 ON-THE-JOB TRAINING (BID)	1000.000 HR				
	SECTION 0001 TOTAL					
	TOTAL BID					

## **CONTRACT AGREEMENT, OFFER & AWARD**

AGREEMENT made on the date last signed below, by and between the State of Maine, acting through and by its Department of Transportation (Department), an agency of state government with its principal administrative offices located at Child Street, Augusta, Maine, with a mailing address at 16 State House Station, Augusta, Maine 04333-0016, and

\_\_\_\_\_ a corporation or other legal entity organized under the laws of the State of Maine, with its principal place of business located at \_\_\_\_\_

The Department and the Contractor, in consideration of the mutual promises set forth in this Agreement (the "Contract"), hereby agree as follows:

### **A. The Work.**

The Contractor agrees to complete all Work as specified or indicated in the Contract including Extra Work in conformity with the Contract, **STP-1139(900)X, PIN 011399.00; STP-A140(000)X, PIN 011400.00; NH-1140(700)E, PIN 011407.00, for the Hot Mix Asphalt Overlay, Cold in-Place Recycling Asphalt Pavement, Drainage and Safety Improvements in the towns of Hampden, Newburgh and Dixmont, County of Penobscot, Maine.** The Work includes construction, maintenance during construction, warranty as provided in the Contract, and other incidental work.

The Contractor shall be responsible for furnishing all supervision, labor, equipment, tools supplies, permanent materials and temporary materials required to perform the Work including construction quality control including inspection, testing and documentation, all required documentation at the conclusion of the project, warranting its work and performing all other work indicated in the Contract.

The Department shall have the right to alter the nature and extent of the Work as provided in the Contract; payment to be made as provided in the same.

### **B. Time.**

The Contractor agrees to complete all Work, except warranty work, on or before **September 18, 2004.** Further, the Department may deduct from moneys otherwise due the Contractor, not as a penalty, but as Liquidated Damages in accordance with Sections 107.7 and 107.8 of the State of Maine Department of Transportation Standard Specifications, Revision of December 2002.

**C. Price.**

The quantities given in the Schedule of Items of the Bid Package will be used as the basis for determining the original Contract amount and for determining the amounts of the required Performance Surety Bond and Payment Surety Bond, and that the amount of this offer is \_\_\_\_\_

\$\_\_\_\_\_ Performance Bond and Payment Bond each being 100% of the amount of this Contract.

**D. Contract.**

This Contract, which may be amended, modified, or supplemented in writing only, consists of the Contract documents as defined in the Plans, Standard Specifications, Revision of December 2002, Standard Details Revision of December 2002 as updated through advertisement, Supplemental Specifications, Special Provisions, Contract Agreement; and Contract Bonds. It is agreed and understood that this Contract will be governed by the documents listed above.

**E. Certifications.**

By signing below, the Contractor hereby certifies that to the best of the Contractor's knowledge and belief:

1. All of the statements, representations, covenants, and/or certifications required or set forth in the Bid and the Bid Documents, including those in Appendix A to Division 100 of the Standard Specifications Revision of December 2002 (Federal Contract Provisions Supplement), and the Contract are still complete and accurate as of the date of this Agreement.
2. The Contractor knows of no legal, contractual, or financial impediment to entering into this Contract.
3. The person signing below is legally authorized by the Contractor to sign this Contract on behalf of the Contractor and to legally bind the Contractor to the terms of the Contract.

**F. Offer.**

The undersigned, having carefully examined the site of work, the Plans, Standard Specifications Revision of December 2002, Standard Details Revision of December 2002 as updated through advertisement, Supplemental Specifications, Special Provisions, Contract Agreement; and Contract Bonds contained herein for construction of: **STP-1139(900)X, PIN 011399.00; STP-A140(000)X, PIN 011400.00; NH-1140(700)E, PIN 011407.00, for the Hot Mix Asphalt Overlay, Cold in-Place Recycling Asphalt Pavement, Drainage and Safety Improvements in the towns of Hampden, Newburgh and Dixmont, County of Penobscot, State of Maine**, on which bids will be received until the time specified in the “Notice to Contractors” do(es) hereby bid and offer to enter into this contract to supply all the materials, tools, equipment and labor to construct the whole of the Work in strict accordance with the terms and conditions of this Contract at the unit prices in the attached “Schedule of Items”.

The Offeror agrees to perform the work required at the price specified above and in accordance with the bids provided in the attached “Schedule of Items” in strict accordance with the terms of this solicitation, and to provide the appropriate insurance and bonds if this offer is accepted by the Government in writing.

As Offeror also agrees:

First: To do any extra work, not covered by the attached “Schedule of Items”, which may be ordered by the Resident, and to accept as full compensation the amount determined upon a “Force Account” basis as provided in the Standard Specifications, Revision of December 2002, and as addressed in the contract documents.

Second: That the bid bond at 5% of the bid amount or the official bank check, cashier’s check, certificate of deposit or U. S. Postal Money Order in the amount given in the “Notice to Contractors”, payable to the Treasurer of the State of Maine and accompanying this bid, shall be forfeited, as liquidated damages, if in case this bid is accepted, and the undersigned shall fail to abide by the terms and conditions of the offer and fail to furnish satisfactory insurance and Contract bonds under the conditions stipulated in the Specifications within 15 days of notice of intent to award the contract.

Third: To begin the Work on the date specified in the Engineer’s “Notice to Commence Work” as stated in Section 107.2 of the Standard Specifications Revision of December 2002 and complete the Work within the time limits given in the Special Provisions of this Contract.

Fourth: The Contractor will be bound to the Disadvantaged Business Enterprise (DBE) Requirements contained in the attached Notice (Additional Instructions to Bidders) and

submit a completed Contractor's Disadvantaged Business Enterprise Utilization Plan by 4:30pm on the day of bid opening to the Contracts Engineer.

Fifth: That this offer shall remain open for 30 calendar days after the date of opening of bids.

Sixth: The Bidder hereby certifies, to the best of its knowledge and belief that: the Bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of competitive bidding in connection with its bid, and its subsequent contract with the Department.

IN WITNESS WHEREOF, the Contractor, for itself, its successors and assigns, hereby execute two duplicate originals of this Agreement and thereby binds itself to all covenants, terms, and obligations contained in the Contract Documents.

CONTRACTOR

\_\_\_\_\_

Date

\_\_\_\_\_  
(Signature of Legally Authorized Representative  
of the Contractor)

\_\_\_\_\_

Witness

\_\_\_\_\_

(Name and Title Printed)

**G. Award.**

Your offer is hereby accepted.  
documents referenced herein.

This award consummates the Contract, and the

MAINE DEPARTMENT OF TRANSPORTATION

\_\_\_\_\_

Date

\_\_\_\_\_  
By: David A. Cole, Commissioner

\_\_\_\_\_

Witness

## **CONTRACT AGREEMENT, OFFER & AWARD**

AGREEMENT made on the date last signed below, by and between the State of Maine, acting through and by its Department of Transportation (Department), an agency of state government with its principal administrative offices located at Child Street, Augusta, Maine, with a mailing address at 16 State House Station, Augusta, Maine 04333-0016, and

\_\_\_\_\_ a corporation or other legal entity organized under the laws of the State of Maine, with its principal place of business located at \_\_\_\_\_

The Department and the Contractor, in consideration of the mutual promises set forth in this Agreement (the "Contract"), hereby agree as follows:

### **A. The Work.**

The Contractor agrees to complete all Work as specified or indicated in the Contract including Extra Work in conformity with the Contract, **STP-1139(900)X, PIN 011399.00; STP-A140(000)X, PIN 011400.00; NH-1140(700)E, PIN 011407.00, for the Hot Mix Asphalt Overlay, Cold in-Place Recycling Asphalt Pavement, Drainage and Safety Improvements in the towns of Hampden, Newburgh and Dixmont, County of Penobscot, Maine.** The Work includes construction, maintenance during construction, warranty as provided in the Contract, and other incidental work.

The Contractor shall be responsible for furnishing all supervision, labor, equipment, tools supplies, permanent materials and temporary materials required to perform the Work including construction quality control including inspection, testing and documentation, all required documentation at the conclusion of the project, warranting its work and performing all other work indicated in the Contract.

The Department shall have the right to alter the nature and extent of the Work as provided in the Contract; payment to be made as provided in the same.

### **B. Time.**

The Contractor agrees to complete all Work, except warranty work, on or before **September 18, 2004.** Further, the Department may deduct from moneys otherwise due the Contractor, not as a penalty, but as Liquidated Damages in accordance with Sections 107.7 and 107.8 of the State of Maine Department of Transportation Standard Specifications, Revision of December 2002.

**C. Price.**

The quantities given in the Schedule of Items of the Bid Package will be used as the basis for determining the original Contract amount and for determining the amounts of the required Performance Surety Bond and Payment Surety Bond, and that the amount of this offer is \_\_\_\_\_

\$\_\_\_\_\_ Performance Bond and Payment Bond each being 100% of the amount of this Contract.

**D. Contract.**

This Contract, which may be amended, modified, or supplemented in writing only, consists of the Contract documents as defined in the Plans, Standard Specifications, Revision of December 2002, Standard Details Revision of December 2002 as updated through advertisement, Supplemental Specifications, Special Provisions, Contract Agreement; and Contract Bonds. It is agreed and understood that this Contract will be governed by the documents listed above.

**E. Certifications.**

By signing below, the Contractor hereby certifies that to the best of the Contractor's knowledge and belief:

1. All of the statements, representations, covenants, and/or certifications required or set forth in the Bid and the Bid Documents, including those in Appendix A to Division 100 of the Standard Specifications Revision of December 2002 (Federal Contract Provisions Supplement), and the Contract are still complete and accurate as of the date of this Agreement.
2. The Contractor knows of no legal, contractual, or financial impediment to entering into this Contract.
3. The person signing below is legally authorized by the Contractor to sign this Contract on behalf of the Contractor and to legally bind the Contractor to the terms of the Contract.

**F. Offer.**

The undersigned, having carefully examined the site of work, the Plans, Standard Specifications Revision of December 2002, Standard Details Revision of December 2002 as updated through advertisement, Supplemental Specifications, Special Provisions, Contract Agreement; and Contract Bonds contained herein for construction of: **STP-1139(900)X, PIN 011399.00; STP-A140(000)X, PIN 011400.00; NH-1140(700)E, PIN 011407.00, for the Hot Mix Asphalt Overlay, Cold in-Place Recycling Asphalt Pavement, Drainage and Safety Improvements in the towns of Hampden, Newburgh and Dixmont, County of Penobscot, State of Maine**, on which bids will be received until the time specified in the “Notice to Contractors” do(es) hereby bid and offer to enter into this contract to supply all the materials, tools, equipment and labor to construct the whole of the Work in strict accordance with the terms and conditions of this Contract at the unit prices in the attached “Schedule of Items”.

The Offeror agrees to perform the work required at the price specified above and in accordance with the bids provided in the attached “Schedule of Items” in strict accordance with the terms of this solicitation, and to provide the appropriate insurance and bonds if this offer is accepted by the Government in writing.

As Offeror also agrees:

First: To do any extra work, not covered by the attached “Schedule of Items”, which may be ordered by the Resident, and to accept as full compensation the amount determined upon a “Force Account” basis as provided in the Standard Specifications, Revision of December 2002, and as addressed in the contract documents.

Second: That the bid bond at 5% of the bid amount or the official bank check, cashier’s check, certificate of deposit or U. S. Postal Money Order in the amount given in the “Notice to Contractors”, payable to the Treasurer of the State of Maine and accompanying this bid, shall be forfeited, as liquidated damages, if in case this bid is accepted, and the undersigned shall fail to abide by the terms and conditions of the offer and fail to furnish satisfactory insurance and Contract bonds under the conditions stipulated in the Specifications within 15 days of notice of intent to award the contract.

Third: To begin the Work on the date specified in the Engineer’s “Notice to Commence Work” as stated in Section 107.2 of the Standard Specifications Revision of December 2002 and complete the Work within the time limits given in the Special Provisions of this Contract.

Fourth: The Contractor will be bound to the Disadvantaged Business Enterprise (DBE) Requirements contained in the attached Notice (Additional Instructions to Bidders) and

submit a completed Contractor's Disadvantaged Business Enterprise Utilization Plan by 4:30pm on the day of bid opening to the Contracts Engineer.

Fifth: That this offer shall remain open for 30 calendar days after the date of opening of bids.

Sixth: The Bidder hereby certifies, to the best of its knowledge and belief that: the Bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of competitive bidding in connection with its bid, and its subsequent contract with the Department.

IN WITNESS WHEREOF, the Contractor, for itself, its successors and assigns, hereby execute two duplicate originals of this Agreement and thereby binds itself to all covenants, terms, and obligations contained in the Contract Documents.

CONTRACTOR

\_\_\_\_\_

Date

\_\_\_\_\_  
(Signature of Legally Authorized Representative  
of the Contractor)

\_\_\_\_\_

Witness

\_\_\_\_\_

(Name and Title Printed)

**G. Award.**

Your offer is hereby accepted.  
documents referenced herein.

This award consummates the Contract, and the

MAINE DEPARTMENT OF TRANSPORTATION

\_\_\_\_\_

Date

\_\_\_\_\_  
By: David A. Cole, Commissioner

\_\_\_\_\_

Witness

## **CONTRACT AGREEMENT, OFFER & AWARD**

AGREEMENT made on the date last signed below, by and between the State of Maine, acting through and by its Department of Transportation (Department), an agency of state government with its principal administrative offices located at 1705 U.S. Route 202, Winthrop, Maine, with a mailing address at 16 State House Station, Augusta, Maine 04333-0016, and (Name of the firm bidding the job) a corporation or other legal entity organized under the laws of the State of Maine, with its principal place of business located at (address of the firm bidding the job)

The Department and the Contractor, in consideration of the mutual promises set forth in this Agreement (the "Contract"), hereby agree as follows:

### **A. The Work.**

The Contractor agrees to complete all Work as specified or indicated in the Contract including Extra Work in conformity with the Contract, PIN No. 1224.00

for the Hot Mix Asphalt Overlay in the town/city of West Eastport, County of Washington, Maine. The Work includes construction, maintenance during construction, warranty as provided in the Contract, and other incidental work.

The Contractor shall be responsible for furnishing all supervision, labor, equipment, tools supplies, permanent materials and temporary materials required to perform the Work including construction quality control including inspection, testing and documentation, all required documentation at the conclusion of the project, warranting its work and performing all other work indicated in the Contract.

The Department shall have the right to alter the nature and extent of the Work as provided in the Contract; payment to be made as provided in the same.

### **B. Time.**

The Contractor agrees to complete all Work, except warranty work, on or before November 15, 2003. Further, the Department may deduct from moneys otherwise due the Contractor, not as a penalty, but as Liquidated Damages in accordance with Sections 107.7 and 107.8 of the State of Maine Department of Transportation Standard Specifications, Revision of December 2002.

**C. Price.**

The quantities given in the Schedule of Items of the Bid Package will be used as the basis for determining the original Contract amount and for determining the amounts of the required Performance Surety Bond and Payment Surety Bond, and that the amount of this offer is       (Place bid here in alphabetical form such as One Hundred and Two dollars and 10 cents)        
\$ (repeat bid here in numerical terms, such as \$102.10) Performance Bond and Payment Bond each being 100% of the amount of this Contract.

**D. Contract.**

This Contract, which may be amended, modified, or supplemented in writing only, consists of the Contract documents as defined in the Plans, Standard Specifications, Revision of December 2002, Standard Details Revision of December 2002, Supplemental Specifications, Special Provisions, Contract Agreement; and Contract Bonds. It is agreed and understood that this Contract will be governed by the documents listed above.

**E. Certifications.**

By signing below, the Contractor hereby certifies that to the best of the Contractor's knowledge and belief:

1. All of the statements, representations, covenants, and/or certifications required or set forth in the Bid and the Bid Documents, including those in Appendix A to Division 100 of the Standard Specifications Revision of December 2002 (Federal Contract Provisions Supplement), and the Contract are still complete and accurate as of the date of this Agreement.
2. The Contractor knows of no legal, contractual, or financial impediment to entering into this Contract.
3. The person signing below is legally authorized by the Contractor to sign this Contract on behalf of the Contractor and to legally bind the Contractor to the terms of the Contract.

**F. Offer.**

The undersigned, having carefully examined the site of work, the Plans, Standard Specifications, Revision of December 2002, Standard Details Revision of December 2002, Supplemental Specifications, Special Provisions, Contract Agreement; and Contract Bonds contained herein for construction of:

**PIN 1234.00 West Eastport, Hot Mix Asphalt Overlay**

State of Maine, on which bids will be received until the time specified in the "Notice to Contractors" do(es) hereby bid and offer to enter into this contract to supply all the materials, tools, equipment and labor to construct the whole of the Work in strict accordance with the terms and conditions of this Contract at the unit prices in the attached "Schedule of Items".

The Offeror agrees to perform the work required at the price specified above and in accordance with the bids provided in the attached "Schedule of Items" in strict accordance with the terms of this solicitation, and to provide the appropriate insurance and bonds if this offer is accepted by the Government in writing.

As Offeror also agrees:

First: To do any extra work, not covered by the attached "Schedule of Items", which may be ordered by the Resident, and to accept as full compensation the amount determined upon a "Force Account" basis as provided in the Standard Specifications, Revision of December 2002, and as addressed in the contract documents.

Second: That the bid bond at 5% of the bid amount or the official bank check, cashier's check, certificate of deposit or U. S. Postal Money Order in the amount given in the "Notice to Contractors", payable to the Treasurer of the State of Maine and accompanying this bid, shall be forfeited, as liquidated damages, if in case this bid is accepted, and the undersigned shall fail to abide by the terms and conditions of the offer and fail to furnish satisfactory insurance and Contract bonds under the conditions stipulated in the Specifications within 15 days of notice of intent to award the contract.

Third: To begin the Work on the date specified in the Engineer's "Notice to Commence Work" as stated in Section 107.2 of the Standard Specifications Revision of 2002 and complete the Work within the time limits given in the Special Provisions of this Contract.

Fourth: The Contractor will be bound to the Disadvantaged Business Enterprise (DBE) Requirements contained in the attached Notice (Additional Instructions to Bidders) and submit a completed Contractor's Disadvantaged Business Enterprise Utilization Plan by 4:30pm on the day of bid opening to the Contracts Engineer.

Fifth: That this offer shall remain open for 30 calendar days after the date of opening of bids.

Sixth: The Bidder hereby certifies, to the best of its knowledge and belief that: the Bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of competitive bidding in connection with its bid, and its subsequent contract with the Department.

IN WITNESS WHEREOF, the Contractor, for itself, its successors and assigns, hereby execute two duplicate originals of this Agreement and thereby binds itself to all covenants, terms, and obligations contained in the Contract Documents

CONTRACTOR  
(Sign Here)  
\_\_\_\_\_  
(Signature of Legally Authorized Representative  
of the Contractor)  
\_\_\_\_\_  
(Print Name Here)  
(Name and Title Printed)  
\_\_\_\_\_  
(Witness Sign Here)  
\_\_\_\_\_  
Witness

**G. Award.**

Your offer is hereby accepted.  
documents referenced herein.

This award consummates the Contract, and the

MAINE DEPARTMENT OF TRANSPORTATION

\_\_\_\_\_  
Date

\_\_\_\_\_  
By: David A. Cole, Commissioner

\_\_\_\_\_  
(Witness)

BOND # \_\_\_\_\_

CONTRACT PERFORMANCE BOND  
(Surety Company Form)

KNOW ALL MEN BY THESE PRESENTS: That \_\_\_\_\_  
\_\_\_\_\_ **and the State of** \_\_\_\_\_, as principal,  
and \_\_\_\_\_,  
a corporation duly organized under the laws of the State of \_\_\_\_\_ and having a  
usual place of business \_\_\_\_\_,  
as Surety, are held and firmly bound unto the Treasurer of the State of Maine in the sum  
of \_\_\_\_\_ **and 00/100 Dollars (\$** \_\_\_\_\_ **)**,  
to be paid said Treasurer of the State of Maine or his successors in office, for which  
payment well and truly to be made, Principal and Surety bind themselves, their heirs,  
executors and administrators, successors and assigns, jointly and severally by these  
presents.

The condition of this obligation is such that if the Principal designated as Contractor in  
the Contract to construct Project Number \_\_\_\_\_ in the Municipality of \_\_\_\_\_  
promptly and faithfully performs the Contract, then this  
obligation shall be null and void; otherwise it shall remain in full force and effect.

The Surety hereby waives notice of any alteration or extension of time made by the State  
of Maine.

Signed and sealed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

WITNESSES:

Signature.....  
Print Name Legibly .....

Signature .....

Print Name Legibly .....

SURETY ADDRESS:

.....  
.....  
.....

TELEPHONE.....

SIGNATURES:

CONTRACTOR:

Print Name Legibly .....

SURETY:

Print Name Legibly .....

NAME OF LOCAL AGENCY:

ADDRESS .....

.....  
.....

BOND # \_\_\_\_\_

CONTRACT PAYMENT BOND  
(Surety Company Form)

KNOW ALL MEN BY THESE PRESENTS: That \_\_\_\_\_  
\_\_\_\_\_ **and the State of** \_\_\_\_\_, as principal,  
and \_\_\_\_\_  
a corporation duly organized under the laws of the State of \_\_\_\_\_ and having a  
usual place of business in \_\_\_\_\_,  
as Surety, are held and firmly bound unto the Treasurer of the State of Maine for the use  
and benefit of claimants as herein below defined, in the sum of  
\_\_\_\_\_ **and 00/100 Dollars (\$** \_\_\_\_\_ **)**  
for the payment whereof Principal and Surety bind themselves, their heirs, executors and  
administrators, successors and assigns, jointly and severally by these presents.

The condition of this obligation is such that if the Principal designated as Contractor in  
the Contract to construct Project Number \_\_\_\_\_ in the Municipality of  
\_\_\_\_\_ promptly satisfies all claims and demands incurred for all  
labor and material, used or required by him in connection with the work contemplated by  
said Contract, and fully reimburses the obligee for all outlay and expense which the  
obligee may incur in making good any default of said Principal, then this obligation shall  
be null and void; otherwise it shall remain in full force and effect.

A claimant is defined as one having a direct contract with the Principal or with a  
Subcontractor of the Principal for labor, material or both, used or reasonably required for  
use in the performance of the contract.

Signed and sealed this \_\_\_\_\_ day of \_\_\_\_\_, 20 .. .

WITNESS:

SIGNATURES:

CONTRACTOR:

Signature.....

Print Name Legibly .....

SURETY:

Signature.....

Print Name Legibly .....

SURETY ADDRESS:

NAME OF LOCAL AGENCY:

ADDRESS .....

.....

TELEPHONE .....

## SPECIAL PROVISION PARTNERING

The successful bidder will have the opportunity to enter into a cooperative partnership agreement with the State Department of Transportation for the contract. The objective of this agreement is the effective completion of the work on time and to the standard of quality that will be a source of pride to both the State and the Contractor. The partnering agreement will not affect the terms of the contract. It is intended only to establish an environment of cooperation between the parties. If the partnering agreement is accepted.

1. Contractor shall select and provide a third-party facilitator to conduct the team building workshop for the Contractor and Department personnel. Facilitator selection shall require Department concurrence. The cost for the facilitator and his associated expenses will be shared equally by the Department on the next monthly estimate, following receipt of invoice(s) from the Contractor, on an extra work basis.
2. Contractor and Department will exchange lists of the key personnel to be participants in the workshop. The list will contain the name and job title of each person, a contact phone number, and the address for job related correspondence.
3. The Contractor shall select the location and make all arrangements for space as required by facilitator, and for any meals required. This cost to be shared equally.
4. A working arrangement for the partnership will be agreed upon in writing at the workshop. The arrangement will set out the mutually recognized goals and expectation of the parties.
5. The Contractor and the Department agree to make an effort to maintain identified key personnel assigned to the work for its duration. A timely notice by each shall be given if changes by either must be made.
6. Project issues shall be processed in the manner agreed upon by the parties during the orientation.
7. Follow-up workshops may be held periodically throughout the duration of the contract as agreed by the Contractor and the Department.
8. The Partnering Agreement is not intended to be a legal document. Failure by either party to follow the process identified will not be grounds for any claim under the contract.
9. ARE YOU INTERESTED IN THIS OPPORTUNITY? YES \_\_\_\_\_ NO \_\_\_\_\_

STATE OF MAINE  
DEPARTMENT OF TRANSPORTATION



DIXMONT-NEWBURGH

PENOBSCOT COUNTY

ROUTES 202 & 9

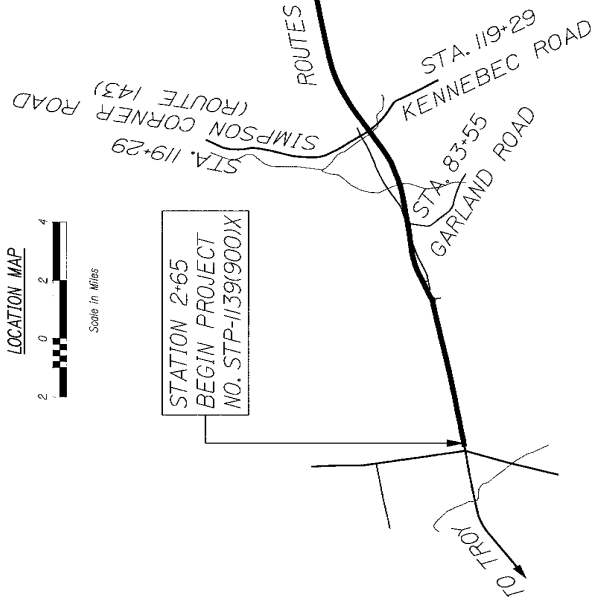
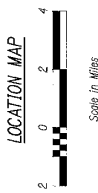
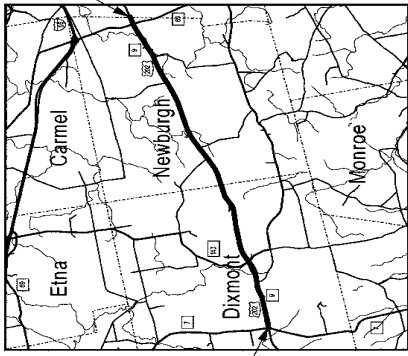
PROJECT NO. STP-1139(900)X

PROJECT LENGTH: 10.869 mi.

LEVEL 2 HIGHWAY RESURFACING

PROJECT NO. STP-1139(900)X

STA. 2+65 BEGIN PROJECT  
STA. 576+55 END PROJECT



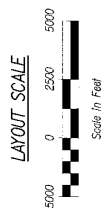
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BEGIN PROJECT  
NO. STP-1139(900)X

STATION 576+55  
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NO. STP-1139(900)X

TRAFFIC DATA

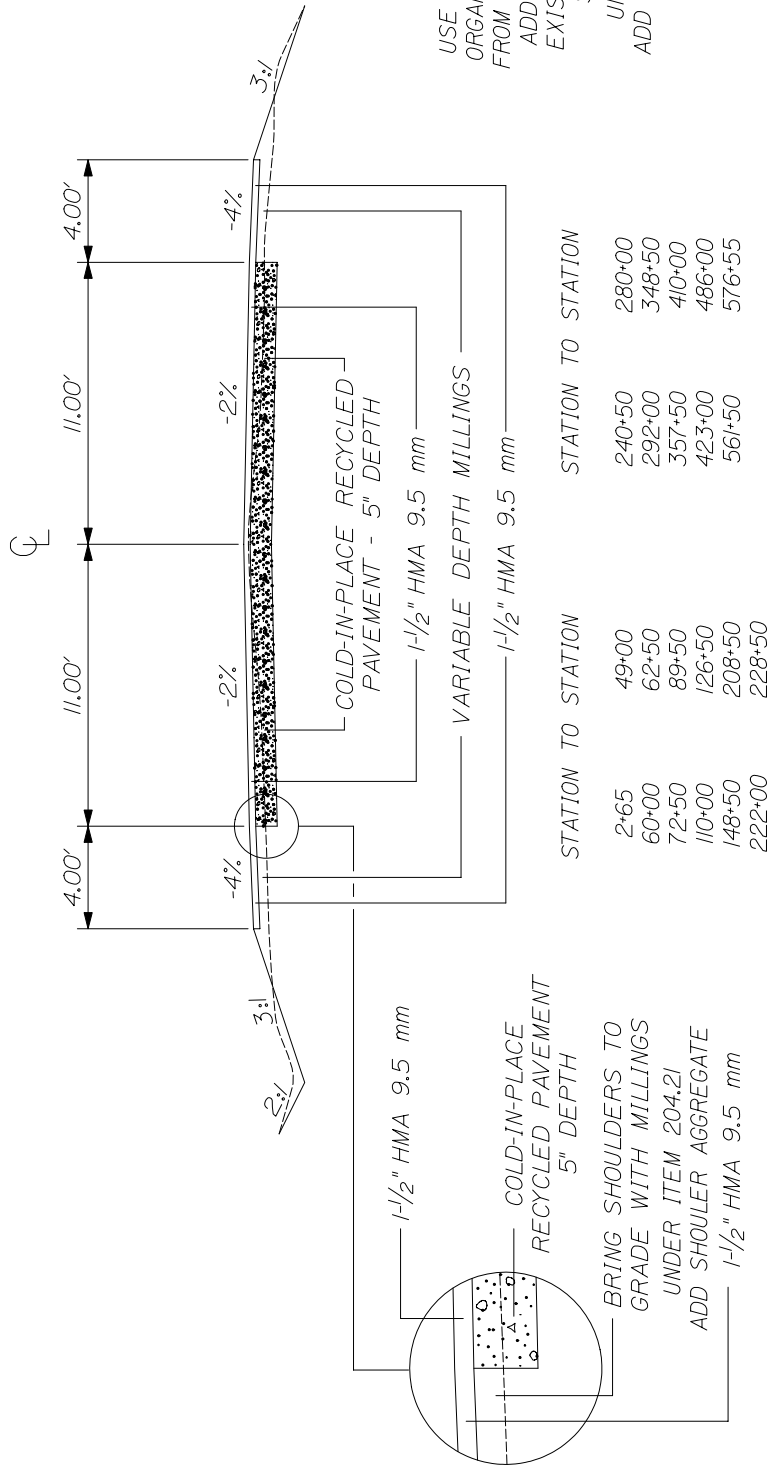
Current (2004) AADT	3760
Future (2024) AADT	5260
DHV - % of AADT	10
Design Hour Volume	526
% Heavy Trucks (AADT)	8
% Heavy Trucks (DHV)	6
Directional Distribution (DHV)	60
18 kip Equivalent P 2.0	345
18 kip Equivalent P 2.5	329
Design Speed (mph)	55/45

LEVEL 2  
COLD-IN-PLACE RECYCLED  
ASPHALT PAVEMENT WITH  
1 1/2" HOT MIX ASPHALT OVERLAY

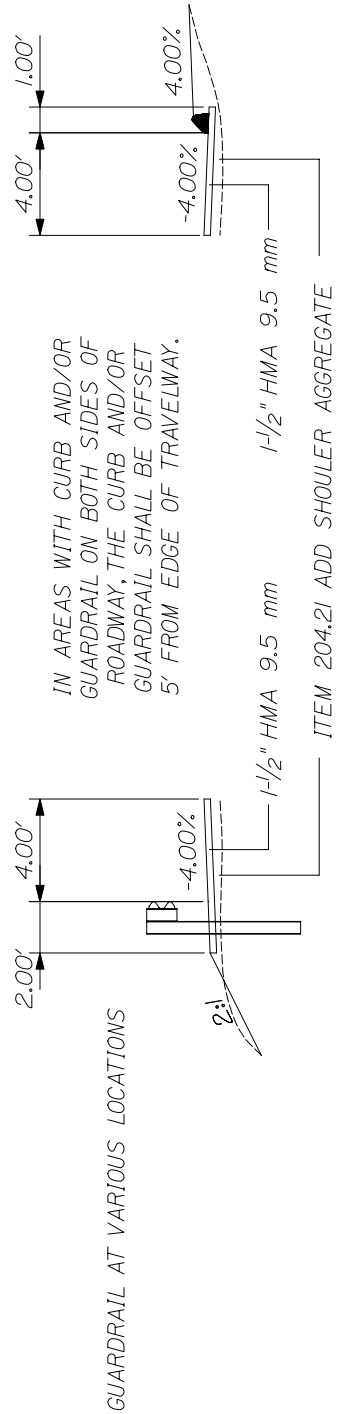


STATE OF MAINE DEPARTMENT OF TRANSPORTATION		CHIEF ENGINEER: <i>[Signature]</i> DATE: 2/5/04		PROJECT INFORMATION PROJECT NO. STP-1139(900)X PROJECT NAME: DIXMONT-NEWBURGH PROJECT LOCATION: ROUTES 202 & 9 PROJECT LENGTH: 10.869 mi.		TITLE SHEET DIXMONT-NEWBURGH ROUTES 202 & 9		SHEET NUMBER 1	
APPROVED: <i>[Signature]</i> DATE: 2/9/04		SIGNATURE: <i>[Signature]</i> DATE: 2/5/04		PROJECT MANAGER: JAMES PEREIRA PROJECT ENGINEER: TROY DEWE PROJECT RESIDENT: [Blank] CONTRACTOR: [Blank]		PROJECT COMPLETION DATE: [Blank]		OF 1	

# 1-1/2" HOT MIX ASPHALT PAVEMENT OVER COLD-IN-PLACE RECYCLED PAVEMENT - 5" DEPTH (MAINLINE ONLY) NORMAL



USE GRADER TO REMOVE ORGANICS & WINTER SAND FROM EXISTING SHOULDERS. ADD MILLINGS TO BRING EXISTING SHOULDERS TO SLOPE & GRADE.  
UNDER ITEM 204.21  
ADD SHOULDER AGGREGATE



NOTE: NOT TO SCALE

STATE OF MAINE  
DEPARTMENT OF TRANSPORTATION

DIXMONT - NEWBURGH  
ROUTE 202/9 PENOBSCOT COUNTY

SHEET NUMBER

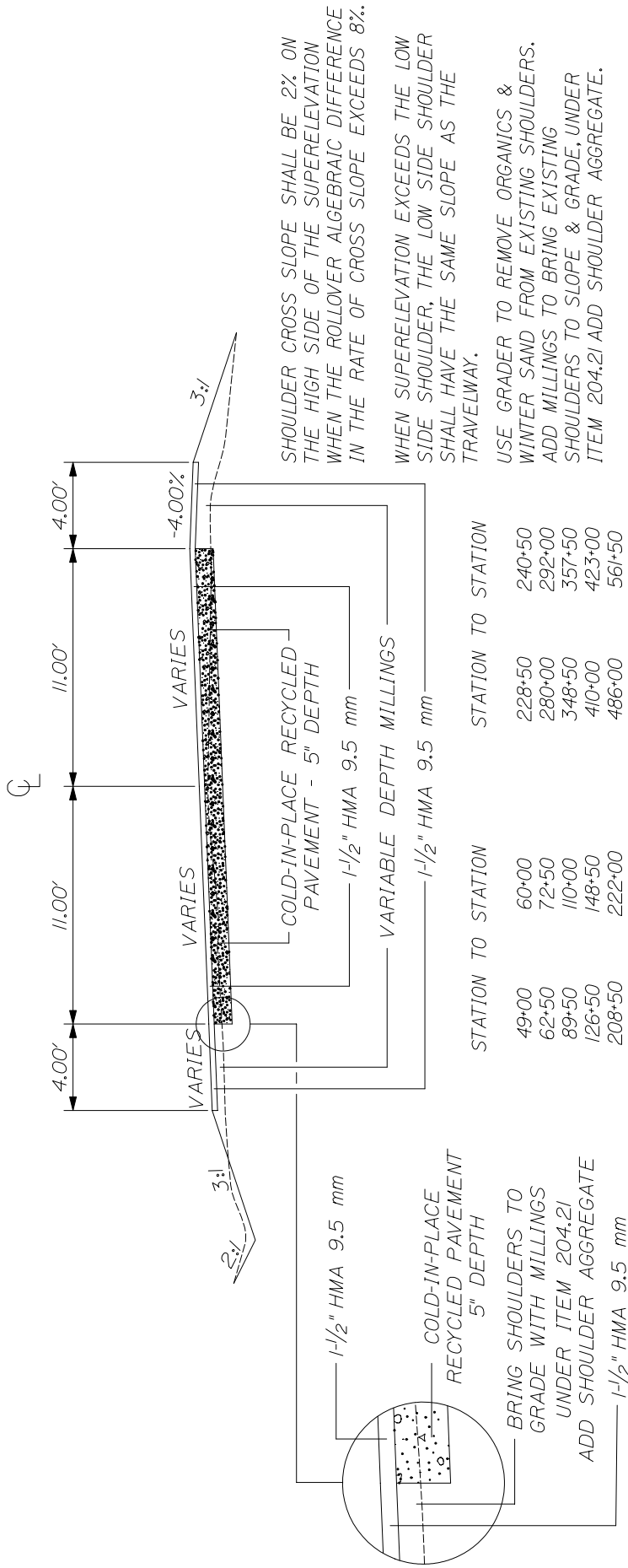
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11399.00

TYPICALS

OF 2

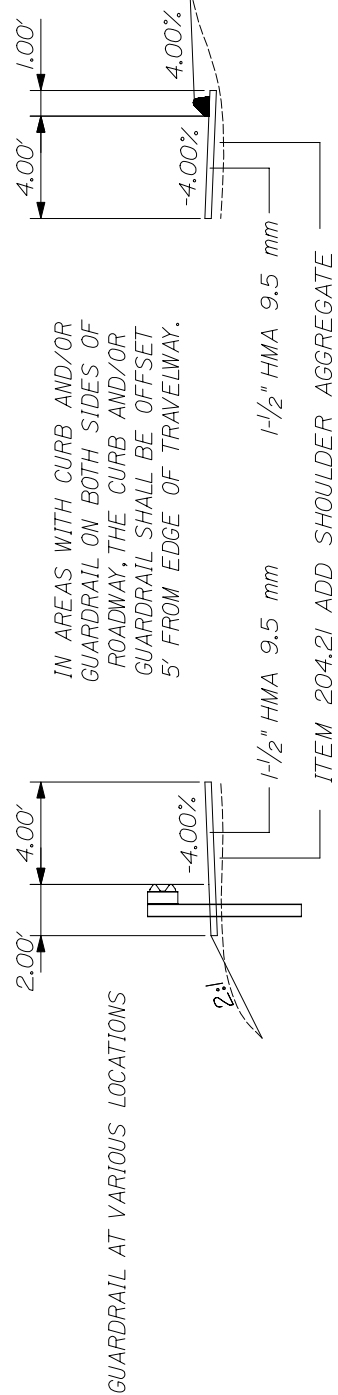
1-1/2" HOT MIX ASPHALT PAVEMENT OVER  
COLD-IN-PLACE RECYCLED PAVEMENT - 5" DEPTH (MAINLINE ONLY)  
SUPERELEVATED



SHOULDER CROSS SLOPE SHALL BE 2% ON THE HIGH SIDE OF THE SUPERELEVATION WHEN THE ROLLOVER ALGEBRAIC DIFFERENCE IN THE RATE OF CROSS SLOPE EXCEEDS 8%.

WHEN SUPERELEVATION EXCEEDS THE LOW SIDE SHOULDER, THE LOW SIDE SHOULDER SHALL HAVE THE SAME SLOPE AS THE TRAVELWAY.

USE GRADER TO REMOVE ORGANICS & WINTER SAND FROM EXISTING SHOULDERS. ADD MILLINGS TO BRING EXISTING SHOULDERS TO SLOPE & GRADE UNDER ITEM 204.21 ADD SHOULDER AGGREGATE.

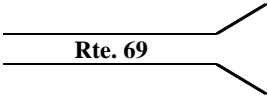
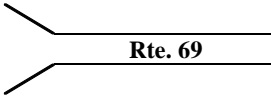
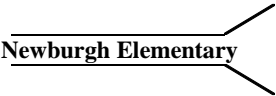
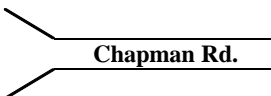
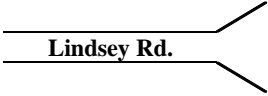
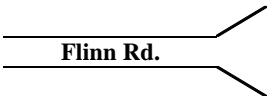
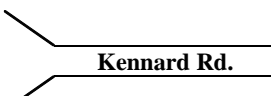

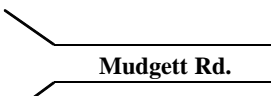
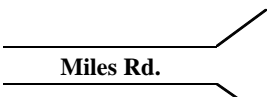


IN AREAS WITH CURB AND/OR GUARDRAIL ON BOTH SIDES OF ROADWAY, THE CURB AND/OR GUARDRAIL SHALL BE OFFSET 5' FROM EDGE OF TRAVELWAY.


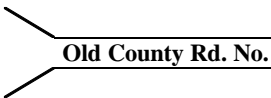


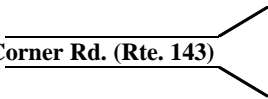
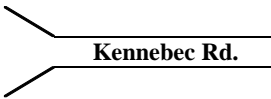


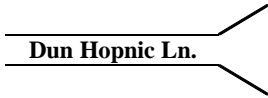


CURB AT VARIOUS LOCATIONS

NOTE: NOT TO SCALE

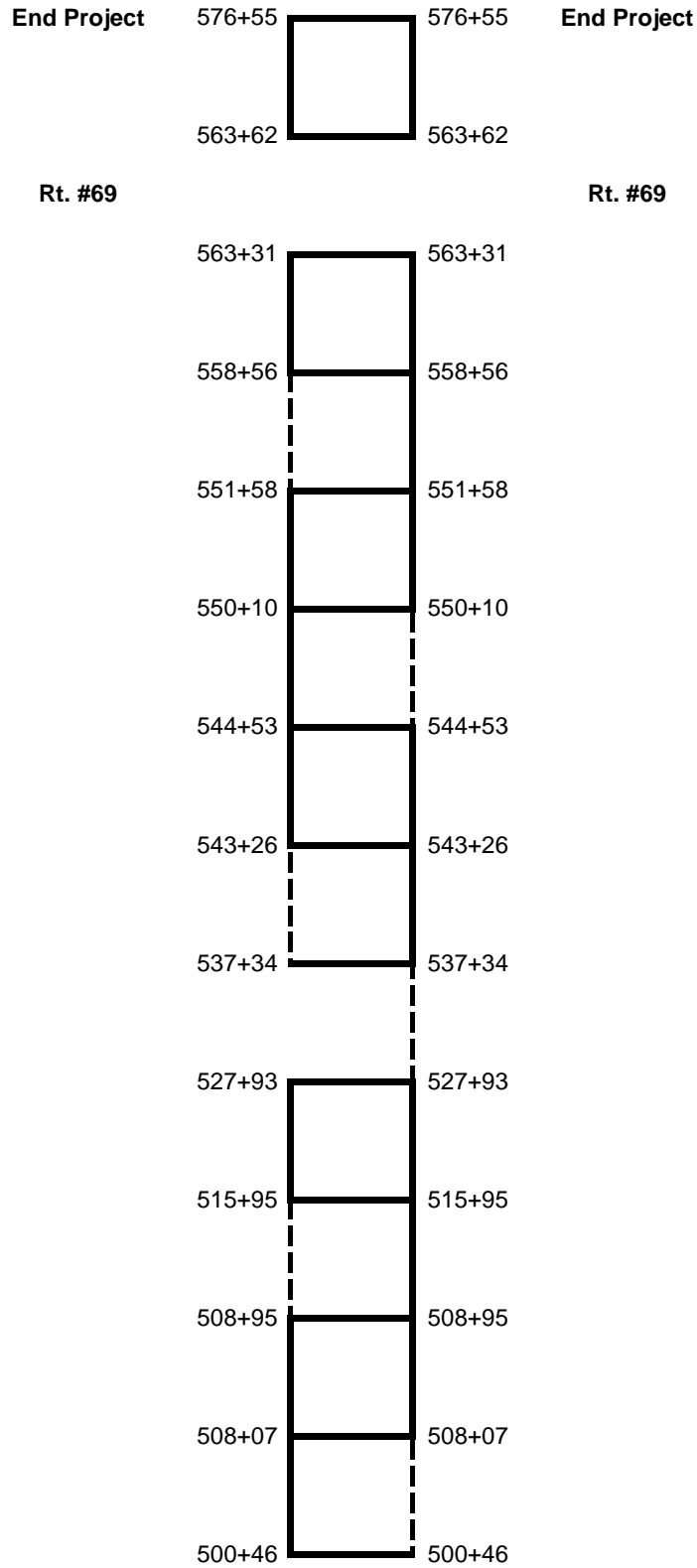
STP-1139(900)X  
Dixmont - Newburgh  
**PROJECT STATIONING**

Lt	Station	Rt
<b>End Project</b>	576+55	<b>End Project</b>
	563+58	
	537+46	⊖ <b>Pole # 120</b>
	519+66	
	500+00	
	451+81	
	422+21	
	407+70	
	380+87	⊖ <b>Pole #341</b>
	354+90	
	330+24	
	307+94	
<b>Pole #3</b>	⊖ 279+07	
	259+16	<b>Fire Hydrant</b>
<b>Dixmont/Newburgh Town Line</b>	257+40	
	237+10	⊖ <b>Pole #413</b>

STP-1139(900)X  
Dixmont - Newburgh  
**PROJECT STATIONING**

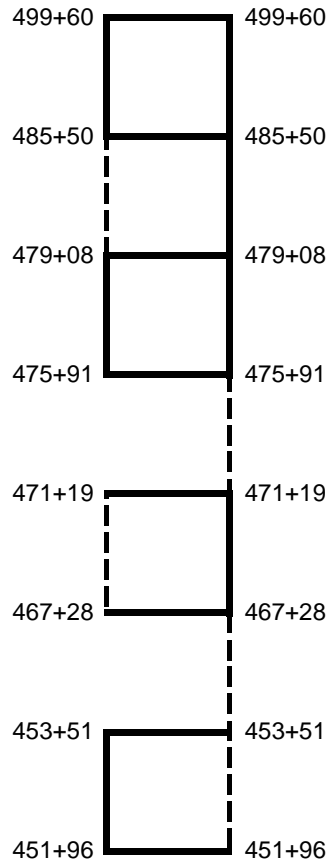
Lt	Station	Rt
 <b>Parson's Rd.</b>	211+78	
	201+91    ⊖ <b>Pole #78</b>	
	175+42	 <b>Old County Rd. No.</b>
 <b>Old County Rd. So.</b>	174+84	
	158+98    ⊖ <b>Pole #429</b>	
 <b>Fletcher Hill Rd.</b>	134+26	
 <b>Simpson Corner Rd. (Rte. 143)</b>	119+29	 <b>Kennebec Rd.</b>
	109+50    ⊖ <b>Pole #705</b>	
		 <b>Garland Rd.</b>
 <b>Mill Stream Rd.</b>	83+80	
 <b>Dun Hopnic Ln.</b>	83+03	
 <b>Lillian's Ln.</b>	78+15	
	56+74	 <b>Town House Rd.</b>
<b>Pole #383</b> ⊖	48+90	
<b>Pole #372</b> ⊖	20+63	
<b>Begin Project</b>	2+65	<b>Begin Project</b>

STP-1139(900)X  
DIXMONT - NEWBURGH  
**PROJECT STRIPING**

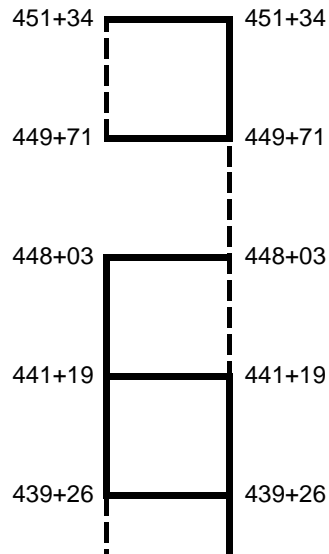


STP-1139(900)X  
DIXMONT - NEWBURGH  
**PROJECT STRIPING**

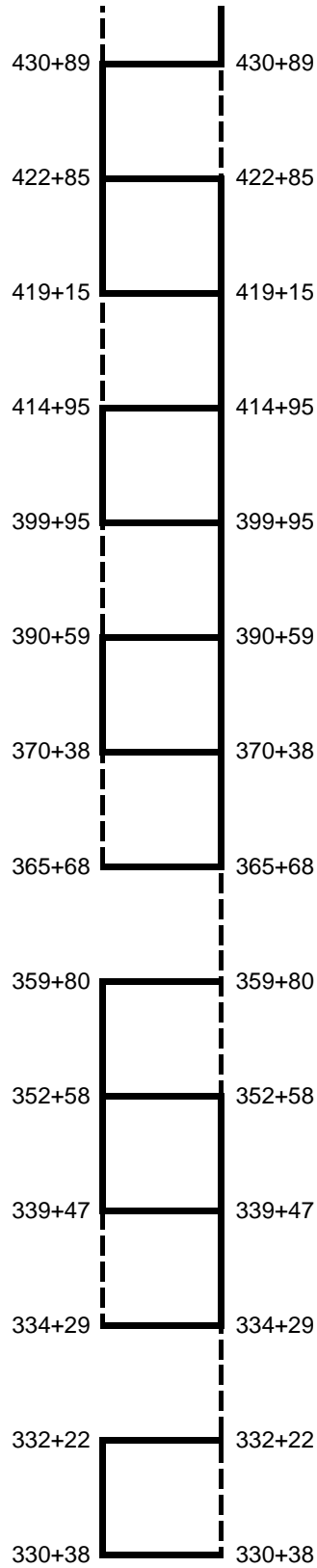
**Chapman Rd.**



**Lindsay Rd.**

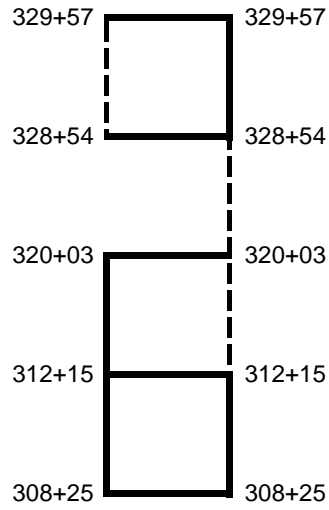


STP-1139(900)X  
DIXMONT - NEWBURGH  
**PROJECT STRIPING**

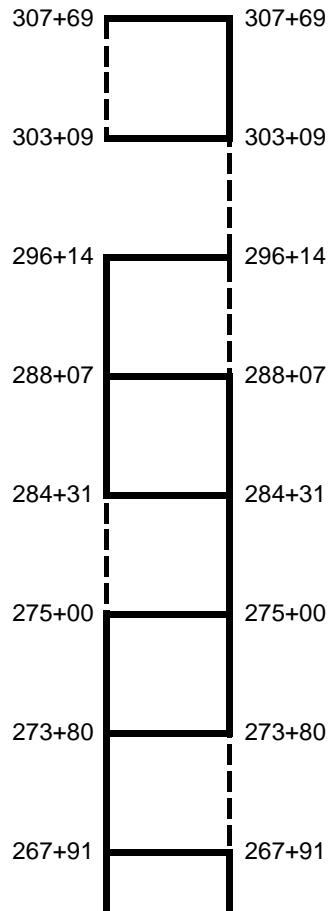


STP-1139(900)X  
DIXMONT - NEWBURGH  
**PROJECT STRIPING**

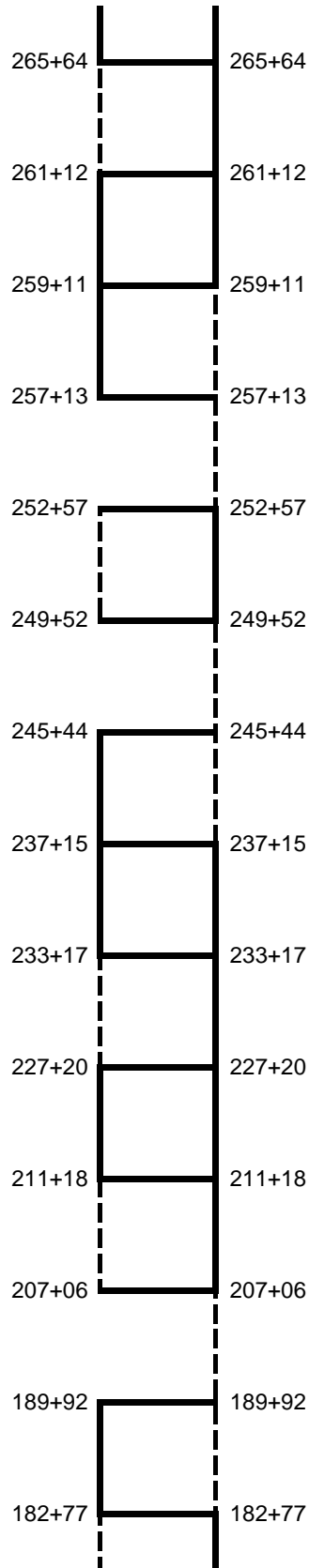
**Mudgett Rd.**



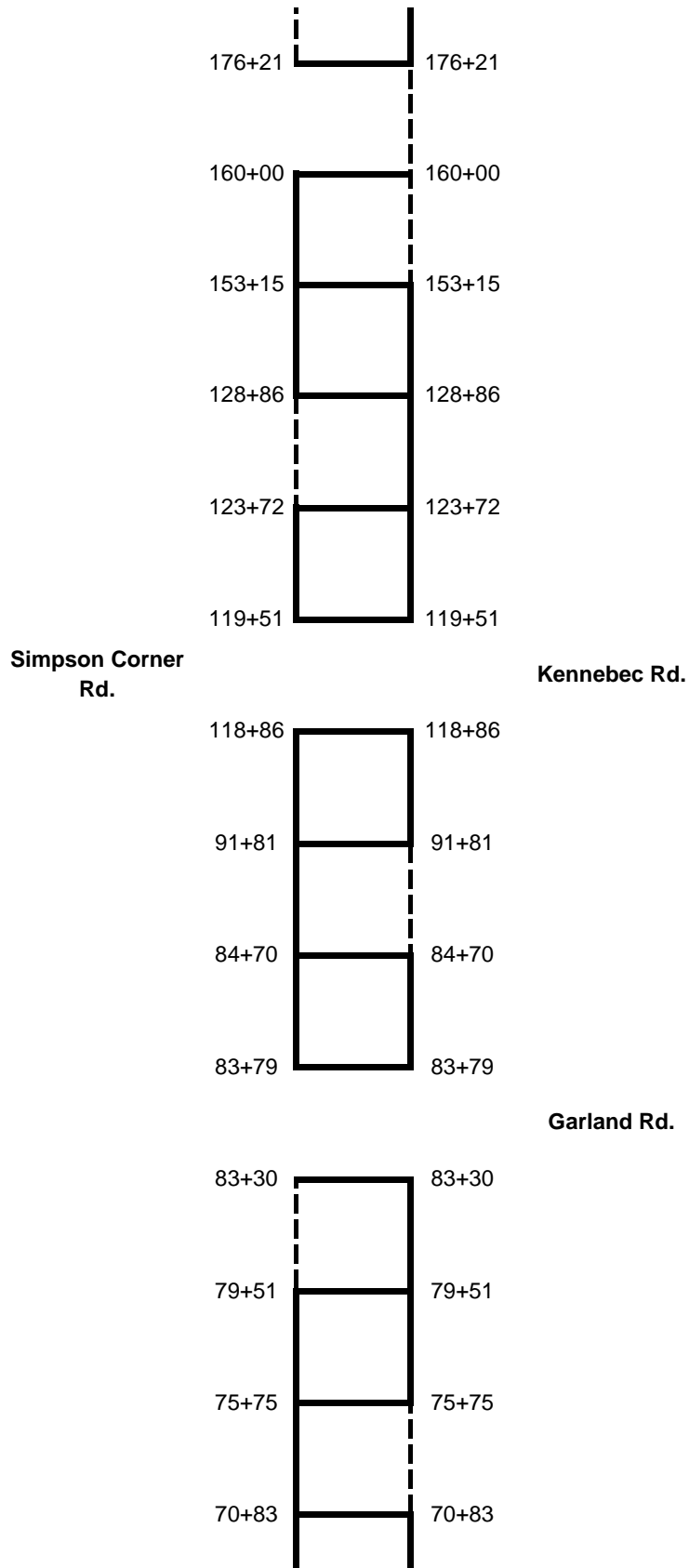
**Miles Rd.**



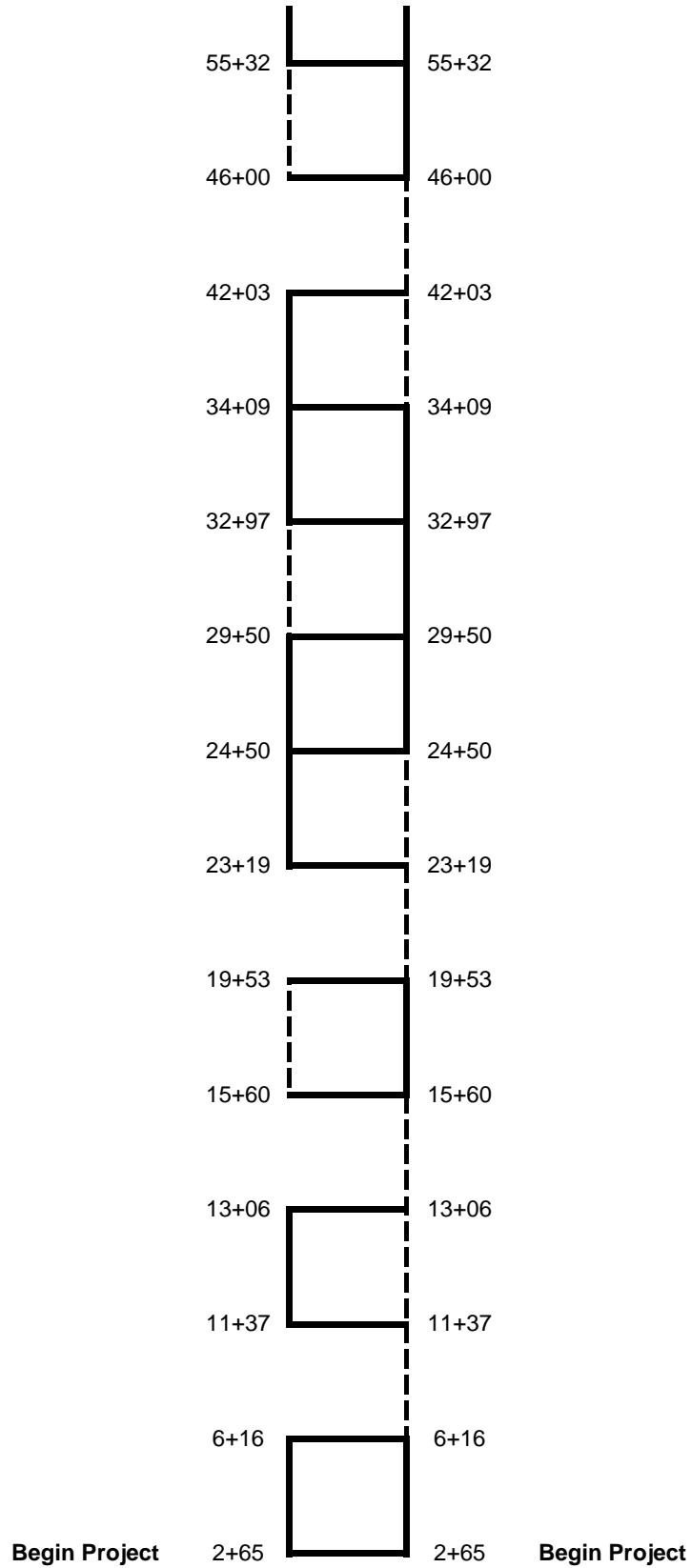
STP-1139(900)X  
DIXMONT - NEWBURGH  
**PROJECT STRIPING**



STP-1139(900)X  
DIXMONT - NEWBURGH  
**PROJECT STRIPING**



STP-1139(900)X  
DIXMONT - NEWBURGH  
**PROJECT STRIPING**



STP-1139(900)X  
DIXMONT - NEWBURGH  
RTE 9 202  
**SUPERELEVATIONS**

	Left	Station	Right	
	Match Existing	02+50	Match Existing	
	-2.0%	03+00	-2.0%	
	-2.0%	49+00	-2.0%	
	-2.0%	49+50	-0.7%	
	-2.0%	50+00	0.6%	
	-2.0%	50+50	1.9%	
<i>Start full super</i>	-3.2%	51+00	3.2%	<i>Start full super</i>
<i>End full super</i>	-3.2%	58+00	3.2%	<i>End full super</i>
	-2.0%	58+50	1.9%	
	-2.0%	59+00	0.6%	
	-2.0%	59+50	-0.7%	
	-2.0%	60+00	-2.0%	
	-2.0%	62+50	-2.0%	
	-0.5%	63+00	-2.0%	
	1.0%	63+50	-2.0%	
	2.5%	64+00	-3.0%	
<i>Start full super</i>	4.0%	64+50	-4.0%	<i>Start full super</i>
<i>End full super</i>	4.0%	70+50	-4.0%	<i>End full super</i>
	2.5%	71+00	-3.0%	
	1.0%	71+50	-2.0%	
	-0.5%	72+00	-2.0%	
	-2.0%	72+50	-2.0%	
	-2.0%	89+50	-2.0%	
	-2.0%	90+00	-0.7%	
	-2.0%	90+50	0.6%	
	-2.0%	91+00	1.9%	
<i>Start full super</i>	-3.2%	91+50	3.2%	<i>Start full super</i>

STP-1139(900)X  
DIXMONT - NEWBURGH  
RTE 9 202  
**SUPERELEVATIONS**

	<b>Left</b>	<b>Station</b>	<b>Right</b>	
<i>End full super</i>	-3.2%	108+00	3.2%	<i>End full super</i>
	-2.0%	108+50	1.9%	
	-2.0%	109+00	0.6%	
	-2.0%	109+50	-0.7%	
	-2.0%	110+00	-2.0%	
	-2.0%	126+50	-2.0%	
	-0.9%	127+00	-2.0%	
	0.3%	127+50	-2.0%	
	1.4%	128+00	-2.0%	
<i>Start full super</i>	2.6%	128+50	-2.6%	<i>Start full super</i>
<i>End full super</i>	2.6%	146+50	-2.6%	<i>End full super</i>
	1.4%	147+00	-2.0%	
	0.3%	147+50	-2.0%	
	-0.9%	148+00	-2.0%	
	-2.0%	148+50	-2.0%	
	-2.0%	208+50	-2.0%	
	-2.0%	209+00	-0.3%	
	-2.0%	209+50	1.3%	
	-3.2%	210+00	2.9%	
<i>Start full super</i>	-4.5%	210+50	4.5%	<i>Start full super</i>
<i>End Full Super</i>	-4.5%	220+00	4.5%	<i>End full super</i>
	-3.2%	220+50	2.9%	
	-2.0%	221+00	1.3%	
	-2.0%	221+50	-0.3%	
	-2.0%	222+00	-2.0%	
	-2.0%	228+50	-2.0%	

STP-1139(900)X  
DIXMONT - NEWBURGH  
RTE 9 202  
**SUPERELEVATIONS**

	<b>Left</b>	<b>Station</b>	<b>Right</b>	
	-0.5%	229+00	-2.0%	
	1.0%	229+50	-2.0%	
	2.5%	230+00	-3.0%	
<i>Start full super</i>	4.0%	230+50	-4.0%	<i>Start full super</i>
<i>End full super</i>	4.0%	238+50	-4.0%	<i>End full super</i>
	2.5%	239+00	-2.0%	
	1.0%	239+50	-2.0%	
	-0.5%	240+00	-2.0%	
	-2.0%	240+50	-2.0%	
	-2.0%	280+00	-2.0%	
	-2.0%	280+50	-0.7%	
	-2.0%	281+00	0.6%	
	-2.0%	281+50	1.9%	
<i>Start full super</i>	-3.2%	282+00	3.2%	<i>Start full super</i>
<i>End full super</i>	-3.2%	290+00	3.2%	<i>End full super</i>
	-2.0%	290+50	1.9%	
	-2.0%	291+00	0.6%	
	-2.0%	291+50	-0.7%	
	-2.0%	292+00	-2.0%	
	-2.0%	348+50	-2.0%	
	-0.9%	349+00	-2.0%	
	0.2%	349+50	-2.0%	
	1.3%	350+00	-2.0%	
<i>Start full super</i>	2.4%	350+50	-2.4%	<i>Start full super</i>
<i>End full super</i>	2.4%	355+50	-2.4%	<i>End full super</i>
	1.3%	356+00	-2.0%	
	0.2%	356+50	-2.0%	

STP-1139(900)X  
DIXMONT - NEWBURGH  
RTE 9 202  
**SUPERELEVATIONS**

	<b>Left</b>	<b>Station</b>	<b>Right</b>	
	-0.9%	357+00	-2.0%	
	-2.0%	357+50	-2.0%	
	-2.0%	410+00	-2.0%	
	-2.0%	410+50	-1.0%	
	-2.0%	411+00	0.0%	
	-2.0%	411+50	1.0%	
<i>Start full super</i>	-2.0%	412+00	2.0%	<i>Start full super</i>
<i>End full super</i>	-2.0%	421+00	2.0%	<i>End full super</i>
	-2.0%	421+50	1.0%	
	-2.0%	422+00	0.0%	
	-2.0%	422+50	-1.0%	
	-2.0%	423+00	-2.0%	
	-2.0%	486+00	-2.0%	
	-0.9%	486+50	-2.0%	
	0.2%	487+00	-2.0%	
	1.3%	487+50	-2.0%	
<i>Start full super</i>	2.4%	488+00	-2.4%	<i>Start full super</i>
<i>End full super</i>	2.4%	492+50	-2.4%	<i>End full super</i>
	1.6%	493+00	-1.5%	
	0.8%	493+50	-0.8%	
	0.0%	494+00	0.0%	
	-0.8%	494+50	0.8%	
	-1.6%	495+00	1.6%	
	-2.4%	495+50	2.4%	
	-3.2%	496+00	3.2%	
<i>Start full super</i>	-3.9%	496+50	3.9%	<i>Start full super</i>

STP-1139(900)X  
DIXMONT - NEWBURGH  
RTE 9 202  
**SUPERELEVATIONS**

	<b>Left</b>	<b>Station</b>	<b>Right</b>	
<i>End full super</i>	-3.9%	501+00	3.9%	<i>End full super</i>
	-3.0%	501+50	2.4%	
	-2.0%	502+00	0.9%	
	-2.0%	502+50	-0.6%	
	-2.0%	550+50	-2.0%	
	-1.0%	551+00	-2.0%	
	0.0%	551+50	-2.0%	
	1.0%	552+00	-2.0%	
<i>Start full super</i>	2.0%	552+50	-2.0%	<i>Start full super</i>
<i>End full super</i>	2.0%	559+50	-2.0%	<i>End full super</i>
	1.0%	560+00	-2.0%	
	0.0%	560+50	-2.0%	
	-1.0%	561+00	-2.0%	
	-2.0%	561+50	-2.0%	
	-2.0%	576+00	-2.0%	
	<b>Match Existing</b>	576+55	<b>Match Existing</b>	

**CONSTRUCTION NOTES**

STP-1139(900)X

**Item 202.203      Pavement Butt Joints**

Grind butt joints on all paved drives, on both ends of the project, and on side roads, as directed by the Resident.

**Item 204.21      Add Shoulder Aggregate – Truck Measure**

This item will be used to shim areas to the correct cross-slope before or during the C.I.P process as directed by Resident. This item will also be used as material for the shoulders to bring them to the appropriate grade prior to paving. There are millings stockpiled in the MDOT maintenance lot on Rte 69 in Carmel that will be used as the aggregate for this item. Hauling, spreading, grading and compacting the material shall be incidental to this item.

**Item 211.20      Inslope Excavation**

**Note:** Stations are approximate. Precise locations will be determined in the field by the Resident.

<b>Left</b>		<b>Right</b>	
<b>Station</b>	<b>Station</b>	<b>Station</b>	<b>Station</b>
4+20	to 6+78	2+65	to 3+31
6+95	to 7+20	11+81	to 13+57
7+40	to 8+80	13+80	to 14+83
9+92	to 10+27	28+20	to 29+19
11+28	to 29+15	31+65	to 32+90
29+41	to 34+00	53+82	to 54+66
34+42	to 35+29	61+39	to 62+83
35+79	to 39+95	63+32	to 66+90
40+36	to 67+51	67+61	to 69+46
67+83	to 77+72	73+55	to 74+85
78+10	to 78+41	80+52	to 82+08
78+69	to 81+06	89+62	to 90+33
89+63	to 89+75	99+46	to 107+35
100+00	to 102+60	107+69	to 109+37
108+42	to 109+52	109+71	to 111+00
111+21	to 111+31	118+54	to 118+81
115+40	to 116+27	122+46	to 126+35
118+82	to 119+94	127+44	to 130+15
119+94	to 121+28	130+46	to 131+28
121+50	to 124+28	134+00	to 136+00
145+28	to 147+60	136+33	to 139+13
171+44	to 174+65	139+41	to 142+09
175+12	to 177+63	142+33	to 148+50

## CONSTRUCTION NOTES

190+58 to 197+80      151+33 to 151+79  
**Item 211.20      Inslope Excavation, cont'd**

Left		Right	
Station	Station	Station	Station
207+43	to 208+40	152+01	to 155+65
209+09	to 211+32	155+99	to 160+74
212+61	to 214+81	161+26	to 162+69
224+40	to 225+79	170+50	to 175+20
227+30	to 229+60	175+52	to 176+80
231+67	to 233+48	177+53	to 180+71
233+75	to 238+33	180+98	to 182+70
242+21	to 243+23	182+91	to 183+14
246+25	to 248+42	183+41	to 186+97
248+70	to 252+28	188+00	to 188+37
259+00	to 263+87	189+59	to 196+59
272+46	to 276+75	211+15	to 215+27
281+00	to 283+88	215+56	to 216+50
301+00	to 306+80	217+43	to 224+37
315+80	to 323+82	227+82	to 232+70
324+02	to 326+45	241+62	to 243+82
327+51	to 328+16	245+78	to 252+50
328+72	to 329+61	257+37	to 260+92
330+85	to 331+92	270+00	to 270+85
339+45	to 340+25	273+66	to 276+66
340+66	to 341+66	278+63	to 280+72
341+96	to 342+53	281+04	to 284+73
342+63	to 343+28	286+28	to 286+82
344+58	to 345+00	289+20	to 292+31
355+29	to 358+51	292+61	to 295+98
363+69	to 366+78	296+53	to 299+67
370+00	to 370+57	299+85	to 308+03
372+78	to 375+41	308+34	to 310+42
375+61	to 377+35	311+39	to 317+46
377+59	to 382+60	321+95	to 324+59
386+91	to 387+76	324+95	to 329+70
388+07	to 392+74	330+37	to 338+58
393+05	to 394+82	338+70	to 341+23
395+17	to 398+12	341+39	to 342+43
398+95	to 399+19	343+17	to 343+99
399+51	to 400+31	344+20	to 346+28
402+75	to 403+70	348+52	to 349+68
404+08	to 407+59	354+58	to 356+42

## CONSTRUCTION NOTES

410+77 to 414+00      357+71 to 359+16  
**Item 211.20      Inslope Excavation, cont'd**

Left		Right	
Station	Station	Station	Station
414+21	to 416+54	362+35	to 364+00
417+42	to 417+84	365+17	to 367+24
418+08	to 418+62	367+53	to 369+12
418+82	to 420+93	386+01	to 386+41
421+22	to 422+45	386+91	to 387+94
425+20	to 427+47	403+66	to 407+58
427+87	to 429+91	407+99	to 410+75
441+50	to 443+70	411+85	to 413+36
445+00	to 445+88	432+83	to 434+72
448+47	to 450+00	441+32	to 441+68
452+73	to 453+85	451+43	to 451+56
459+39	to 461+31	451+78	to 452+77
461+47	to 461+94	470+66	to 470+88
462+15	to 463+41	471+06	to 475+15
471+81	to 472+04	475+56	to 475+86
472+27	to 472+52	481+32	to 487+37
473+46	to 473+77	487+59	to 488+26
482+37	to 483+84	488+49	to 492+20
488+90	to 493+56	496+20	to 498+35
494+22	to 494+97	498+75	to 499+59
495+28	to 496+48	500+25	to 503+50
514+31	to 514+82	503+68	to 505+38
523+84	to 526+04	505+64	to 510+42
543+31	to 543+57	510+75	to 514+35
547+28	to 549+79	515+49	to 518+31
552+17	to 563+34	518+73	to 519+46
565+35	to 570+56	519+63	to 521+15
571+57	to 574+76	525+91	to 526+55
575+08	to 575+84	526+85	to 532+31
		532+56	to 534+00
		534+27	to 537+07
		537+20	to 538+92
		542+57	to 544+82
		545+05	to 551+50

**CONSTRUCTION NOTES****Item 211.22      Inslope Excavation Behind Guardrail**

**Note:** Stations are approximate. Precise locations will be determined in the field by the Resident. Any clearing required is incidental to this item.

<b>Left</b>		<b>Right</b>	
<b>Station</b>	<b>Station</b>	<b>Station</b>	<b>Station</b>
91+11	to 99+55	90+58	to 99+21
103+04	to 107+79	115+77	to 118+54
116+58	to 118+82	383+91	to 386+01
203+80	to 207+43	400+64	to 403+30
367+20	to 369+57	523+61	to 525+91
384+25	to 386+63	538+92	to 542+57
540+35	to 543+31		
564+13	to 565+04		

**Item 211.30      Ditch Excavation**

**Note:** Stations are approximate. Precise locations will be determined in the field by the Resident.

<b>Left</b>		<b>Right</b>	
<b>Station</b>	<b>Station</b>	<b>Station</b>	<b>Station</b>
2+35	to 3+77	3+53	to 5+62
3+98	to 4+06	7+03	to 7+51
8+80	to 9+70	7+73	to 8+45
81+06	to 82+46	8+74	to 9+56
83+73	to 89+63	9+92	to 11+81
89+94	to 90+83	15+36	to 28+20
109+80	to 109+92	29+53	to 31+65
110+17	to 111+01	32+90	to 33+63
111+65	to 114+91	33+86	to 37+33
124+28	to 132+51	37+68	to 39+12
132+79	to 134+30	39+41	to 41+14
134+59	to 136+72	41+46	to 44+07
137+47	to 139+13	44+40	to 46+64
139+47	to 141+29	46+91	to 48+96
141+48	to 142+45	49+25	to 50+46
142+66	to 145+28	50+72	to 53+82
147+60	to 147+79	54+95	to 56+22
148+18	to 171+44	56+74	to 60+52
177+63	to 190+58	60+76	to 61+39
197+80	to 203+25	62+83	to 62+91
208+40	to 208+65	66+90	to 67+61

**CONSTRUCTION NOTES****Item 211.30 Ditch Excavation, cont'd**

<b>Left</b>		<b>Right</b>	
<b>Station</b>	<b>Station</b>	<b>Station</b>	<b>Station</b>
208+95	to 209+09	69+68	to 73+55
211+32	to 211+71	74+85	to 78+90
212+10	to 212+61	79+47	to 80+52
214+81	to 215+43	82+08	to 83+27
215+74	to 217+95	83+77	to 85+68
218+24	to 224+40	85+93	to 87+01
225+79	to 227+30	87+43	to 89+62
230+03	to 231+67	111+38	to 113+76
238+33	to 239+26	114+02	to 115+45
239+59	to 240+20	119+40	to 120+87
240+58	to 242+21	126+35	to 127+39
243+23	to 243+69	131+28	to 134+00
243+91	to 245+09	148+50	to 149+31
245+35	to 246+25	149+51	to 151+33
256+32	to 259+00	176+80	to 177+04
263+87	to 265+61	177+30	to 177+53
267+47	to 268+65	186+97	to 188+00
270+91	to 272+00	188+37	to 189+59
276+75	to 277+95	196+59	to 198+52
278+19	to 281+00	198+73	to 207+54
283+88	to 288+95	207+77	to 210+13
289+19	to 294+21	210+59	to 211+15
294+44	to 298+30	216+77	to 217+43
298+52	to 301+00	224+37	to 227+82
306+80	to 307+57	232+70	to 236+24
308+05	to 310+92	236+56	to 237+18
311+27	to 315+80	237+43	to 237+97
326+45	to 327+51	238+29	to 239+70
328+16	to 328+72	239+95	to 241+62
329+61	to 329+71	243+82	to 245+78
330+05	to 330+85	252+50	to 252+73
331+92	to 332+87	252+96	to 253+94
333+06	to 335+69	254+13	to 257+37
335+94	to 339+19	260+92	to 265+27
345+36	to 346+96	265+57	to 269+16
347+17	to 350+72	269+38	to 270+00
351+02	to 354+75	270+85	to 271+94
358+79	to 360+30	272+25	to 272+75
360+55	to 361+00	273+11	to 273+66

**CONSTRUCTION NOTES**

<b>Item 211.30</b>		<b>Ditch Excavation, cont'd</b>		361+20 to 363+39	276+66 to 277+75
		<b>Left</b>		<b>Right</b>	
<b>Station</b>	<b>Station</b>	<b>Station</b>	<b>Station</b>		
382+93	to 383+75	277+99	to 278+63		
400+31	to 400+84	284+73	to 285+47		
401+17	to 401+36	285+68	to 286+00		
401+53	to 402+75	287+02	to 289+20		
416+54	to 417+42	318+70	to 320+00		
422+74	to 425+20	320+25	to 321+95		
429+91	to 430+21	342+43	to 343+17		
430+57	to 434+83	349+68	to 353+98		
435+05	to 436+01	356+42	to 357+71		
436+22	to 437+25	364+00	to 364+73		
437+65	to 439+79	369+12	to 374+39		
440+09	to 441+50	374+58	to 376+54		
443+70	to 444+57	377+15	to 378+72		
445+88	to 446+99	378+94	to 381+15		
447+28	to 448+47	381+46	to 383+40		
454+00	to 454+08	383+61	to 383+91		
454+30	to 456+08	388+15	to 389+70		
456+33	to 457+71	390+07	to 393+19		
457+96	to 458+61	393+44	to 400+64		
458+85	to 459+39	410+75	to 411+56		
464+29	to 469+66	411+78	to 411+85		
470+06	to 471+56	413+36	to 414+14		
474+28	to 475+27	414+36	to 417+47		
475+48	to 476+41	417+84	to 421+98		
476+62	to 482+10	422+31	to 424+62		
483+84	to 485+31	425+00	to 427+72		
485+53	to 486+00	428+10	to 432+83		
493+56	to 493+92	434+72	to 434+98		
496+82	to 500+00	435+25	to 438+34		
500+53	to 501+02	438+63	to 441+32		
501+31	to 502+23	441+68	to 447+31		
502+51	to 505+26	447+54	to 451+43		
505+61	to 505+73	455+00	to 457+00		
506+20	to 508+26	457+22	to 458+98		
509+49	to 510+86	459+29	to 464+77		
511+07	to 513+97	465+00	to 470+30		
514+82	to 515+54	475+86	to 481+16		
516+02	to 519+44	492+20	to 493+22		

**CONSTRUCTION NOTES**

522+42 to 523+84      493+46 to 495+94  
 526+04 to 527+05      514+35 to 515+20

**Item 211.30      Ditch Excavation, cont'd**

Left		Right	
Station	Station	Station	Station
527+49	to 529+88	551+50	to 553+37
530+10	to 533+36	553+56	to 556+11
533+54	to 534+52	556+43	to 563+24
535+13	to 537+22	563+86	to 567+37
537+52	to 539+08	567+65	to 569+45
539+43	to 540+00	569+68	to 571+71
546+43	to 547+28	572+06	to 574+32
549+79	to 551+04	574+56	to 576+55
551+24	to 551+96		
552+12	to 552+17		
575+84	to 576+55		

**Item 310.35      Cold in Place Recycled Asphalt Pavement (Traveling Pug Mill) 5"**

The entire travel way, from sta. 2+65 to sta. 576+55, will be treated with this method. The milling portion of the process will be done according to markdowns with a range of values from 4 to 7 inches at centerline and a constant slope as directed. The process will include placing 5 inches of recycled material back. The super-elevated areas, in accordance with the ARAN data, will require shimming with grindings prior to milling or an addition of millings to the process to allow for 5 inches of recycled material placed on the roadway. There is a stockpile of millings in the Carmel lot on Rte. 69 which can be used for this shimming. All of this material will be paid under Item 204.21 Add Shoulder Aggregate. ARAN reports are available upon request to the Div.3 office.

**Item 403.209      Hot Mix Asphalt 9.5 mm (Incidentals)**

58                      Paved Drives  
 175                     Gravel Drives w/ Paved Lips (1.0 m)

**Note:** Approximate stations are available upon request to Division 3 office.

**Item 411.10      Untreated Aggregate Surface Crs, Truck Measure**

To back up paved lips on gravel driveways and as directed by Resident.

**CONSTRUCTION NOTES****Item 603.160 15" Culvert Pipe Option I (driveway culverts)**

<b>Station</b>	<b>Side</b>	<b>Length</b>	<b>Station</b>	<b>Side</b>	<b>Length</b>
115+20	Lt.	24	7+68	Rt.	23
132+66	Lt.	28	33+83	Rt.	24
142+67	Lt.	25	39+25	Rt.	30
229+90	Lt.	58	44+25	Rt.	40
256+18	Lt.	25	56+46	Rt.	60
278+08	Lt.	25	252+81	Rt.	28
289+13	Lt.	25	254+00	Rt.	24
347+07	Lt.	25	265+35	Rt.	32
350+89	Lt.	30	272+92	Rt.	36
360+39	Lt.	25	286+03	Rt.	27
363+50	Lt.	40	319+87	Rt.	24
383+85	Lt.	28	344+16	Rt.	36
430+36	Lt.	40	378+83	Rt.	28
444+75	Lt.	40	383+54	Rt.	28
454+05	Lt.	28	389+99	Rt.	28
458+60	Lt.	28	393+31	Rt.	30
472+54	Lt.	31	411+61	Rt.	24
482+17	Lt.	20	422+11	Rt.	36
510+87	Lt.	24	457+09	Rt.	24
519+62	Lt.	43	505+46	Rt.	30
529+91	Lt.	25	556+34	Rt.	36
533+40	Lt.	25	567+56	Rt.	30
551+89	Lt.	25	569+60	Rt.	24
			574+48	Rt.	24

**Item 603.17 18" Culvert Pipe Option I**

<b>Station</b>	<b>Side</b>	<b>Length</b>	<b>Station</b>	<b>Side</b>	<b>Length</b>
539+19	Lt.	38	05+53	Rt.	155
			210+60	Rt.	35
			215+70	Rt.	40
			239+86	Rt.	28
			277+83	Rt.	24
			435+08	Rt.	36
			495+96	Rt.	36

**Note:** At station 5+53 the Resident will check the condition of the existing pipe before authorizing replacement.

## CONSTRUCTION NOTES

### Item 603.179     18" Culvert Pipe Option III

Station	Length	Station	Length
37+97	66	186+36	53
46+10	65	238+26	60
48+56	75	243+20	70
50+56	65	326+25	60
66+84	85	330+64	60
87+04	52	354+20	62
89+81	58	425+44	60
129+06	62	445+11	62
134+82	60	519+93	63
137+56	60	530+15	55
145+20	66	572+19	55

### Item 603.199     24" Culvert Pipe Option III

Station	Length	Station	Length
26+59	60	302+94	65
29+36	83	336+76	55
43+22	70	392+91	63
159+23	85	413+44	55
220+69	68	482+87	75
259+48	52	499+29	61
281+97	67	513+77	68
295+23	55	533+87	55

### Item 603.205     30" RCP Class III

Station	Length
8+88	53
442+93	60
548+07	75

### Item 603.219     36" RCP Class III

Station	Length
14+25	66

# CONSTRUCTION NOTES

Dixmont - Newburgh

STP-1139(900)X

## Item 603.245 54" RCP Class III

Station	Length
357+15	64

## Item 604.18 Adjust Manhole or Catch-basin to Grade

Station	Side	Station	Side
08+57	Lt.	03+52	Rt.
		07+08	Rt.

## Item 605.10 6" Under-drain Outlet

Station	Side	Length	Station	Side	Length
15+42	Rt	6	371+36	Rt	6

## Item 606.178 Guardrail Beam

Station	Side	Estimated # of sections	Station	Side	Estimated # of sections
91+27	Lt.	6	90+80	Rt.	3
102+75	Lt.	5	163+40	Rt.	1
116+46	Lt.	1	400+84	Rt.	3
203+54	Lt.	1			
384+17	Lt.	1			
384+29	Lt.	1			
540+68	Lt.	6			
Rte. 69 & Rte. 9	Lt.	2			

**Note:** Reference to Rte. 9/69 refers to run of guardrail that extends northward on Rte.69, right side; it is intended that the existing guardrail be extended to the nearest driveway. Actual number and location of beams to be replaced will be marked in the field.

## CONSTRUCTION NOTES

Dixmont - Newburgh

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### Item 606.23 Guardrail Type 3C - Single rail

Station	Side	Estimated # of sections	Station	Side	Estimated # of sections
102+37	Lt.	3	99+28	Rt.	2
107+24	Lt.	3	115+73	Rt.	3
116+08	Lt.	1	118+37	Rt.	4
118+48	Lt.	3	157+48	Rt.	25
203+16	Lt.	1	163+22	Rt.	5
366+70	Lt.	2	383+75	Rt.	2
543+21	Lt.	1	400+72	Rt.	1
564+18	Lt.	1	523+63	Rt.	1
565+00	Lt.	1			

### Item 606.231 Guardrail Type 3C – 15 Foot Radius and Less

Station	Side	Estimated # of sections	Station	Side	Estimated # of sections
118+92	Lt.	1	115+73	Rt.	2
206+91	Lt.	2	119+00	Rt.	2
			383+75	Rt.	2
			386+03	Rt.	1
			400+60	Rt.	1
			523+51	Rt.	1

### Item 606.231 Guardrail Type 3C – Over 15 Foot Radius

Station	Side	Estimated # of sections	Station	Side	Estimated # of sections
118+86	Lt.	1	118+87	Rt.	1
384+05	Lt.	2	160+60	Rt.	2
543+33	Lt.	1	385+97	Rt.	1
543+39	Lt.	1	400+66	Rt.	1
			523+57	Rt.	1

**CONSTRUCTION NOTES****Item 606.265     Terminal End – Single Rail – Galv. Steel**

Station	Side	Estimated # of sections	Station	Side	Estimated # of sections
118+98	Lt.	1	115+48	Rt.	1
207+03	Lt.	1	119+25	Rt.	1
384+05	Lt.	1	160+68	Rt.	1
543+45	Lt.	1	383+65	Rt.	1
			386+09	Rt.	1
			400+60	Rt.	1
			523+51	Rt.	1

**Item 606.362     Guardrail Adjusted**

Station	Side	Estimated # of sections	Station	Side	Estimated # of sections
Rte.69 & Rte. 9	Lt.	15	90+80	Rt.	67
			116+24	Rt.	16

**Note:** Adjust will include horizontal and vertical alignment.

**Item 606.364     Guardrail Remove, Modify and Reset Type 3B**

Station	Side	Estimated # of sections	Station	Side	Estimated # of sections
116+21	Lt.	2	90+67	Rt.	1
203+29	Lt.	2	99+15	Rt.	1
366+95	Lt.	2	116+11	Rt.	1
369+58	Lt.	2	118+24	Rt.	1
540+43	Lt.	2	163+22	Rt.	1
564+87	Lt.	1	384+00	Rt.	3
Rte. 69	Lt.	1			

**Note:** Remove, modify, & reset will include the modifying of existing guardrail to type 3C which shall include new offset blocks, the straightening of existing runs, and the removal of excess washers.

**Item 606.754     Widen Shoulder for Guardrail 350 Flared**

Station	Side	Notes	Station	Side	Notes
90+20	Lt.	fill for 3:1 extra 12'	89+60	Rt.	
99+39	Lt.	fill inslope extra 12' for 3:1	99+53	Rt.	
101+30	Lt.		156+41	Rt.	
107+62	Lt.		161+77	Rt.	
115+01	Lt.		170+12	Rt.	

## CONSTRUCTION NOTES

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202+09	Lt.		403+35	Rt.	Stream at toe of slope
365+63	Lt.		525+52	Rt.	
369+83	Lt.		538+25	Rt.	
386+41	Lt.	fill inslope extra 12' for 3:1	542+22	Rt.	Fill inslope extra 50' for 3:1
539+36	Lt.	fill inslope extra 12' for 3:1	555+51	Rt.	
565+13	Lt.				
Rte. 69	Lt.				

Note: These stations are approximate, exact locations to be determined in the field by the Resident.

### Item 606.79      Guardrail 350 Flared Terminal

Station	Side	Station	Side
90+89	Lt.	90+29	Rt.
99+39	Lt.	99+53	Rt.
101+99	Lt.	157+10	Rt.
107+62	Lt.	162+46	Rt.
115+70	Lt.	170+12	Rt.
202+78	Lt.	403+35	Rt.
366+32	Lt.	525+52	Rt.
369+83	Lt.	538+94	Rt.
386+41	Lt.	542+22	Rt.
540+05	Lt.	555+51	Rt.
565+13	Lt.		
Rte 69	Lt.		

Note: These stations are approximate, exact locations to be determined in the field by the Resident.

### Item 609.31      Curb Type 3

Station		Left		Station		Right	
486+00	to	488+01	Replace	2+20	to	3+31	New
488+54	to	488+90	Replace	121+48		121+82	Island
543+88	to	546+01	New	121+48		121+82	Island

### Item 610.08      Plain Riprap

This item will be used at pipe outlets and/or inlets, as directed by the Resident.

## CONSTRUCTION NOTES

Dixmont - Newburgh

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### **Item 613.319 Temporary Erosion Control Blanket (1.2 m wide)**

This item will be applied in all areas of Ditching (Item 203.203), as directed by the Resident.

### **Item 620.58 Erosion Control Geotextile**

All areas that receive Riprap (Item 610.08) will receive erosion control geotextile, as directed by the Resident.

### **Item 627.76 Temporary Pavement Mark Line, White or Yellow**

This item will be used once on C.I.P. and once on the surface. The contractor has the choice of using RPM's or painted lines.

### **Item 631.111 Tractor Mounted Hydraulic Hammer**

This item will be used in ditch areas to remove ledge, as directed by Resident.

### **Item 631.14 Grader (Including Operator)**

This item will be used on shoulders to remove organics or other objectionable material prior to adding shoulder aggregate, as directed by Resident. Material to be picked up and hauld away under items 211.20 and 211.30.

### **Item 631.32 Culvert Cleaner (Including Operator)**

Clean drive pipes & cross-pipes, as directed by the Resident.

### **Item 656.75 Soil Erosion and Water Pollution Control**

Dust control will be considered incidental to the contract as per standard specification. Dust control shall be discussed in the Soil erosion and Water Pollution Control Plan and will be considered a part of said plan.

**GENERAL NOTES**

1. All joints between existing and proposed hot bituminous pavement shall be butted. Payment shall be made under Item 202.203 Pavement Butt Joint.
2. Construct Butt Joints at all paved drives and entrances.
3. Where deemed necessary by the Resident, winter sand shall be removed from the edges of shoulders and placed in designated areas or disposed of. Payment will be made under the appropriate hourly rental items.
4. The Contractor shall place suitable existing material or other material acceptable to the Resident, on all pavement edges to allow no greater than a 1 1/2" drop-off and be graded to 3:1 or flatter. Payment to be incidental to the contract.
5. All wood posts on 350 terminal end installations shall be cut so that no more than 1" is exposed above the beam.
6. All waste material not used on the project shall be disposed of off the project in waste areas approved by the Resident
7. Any damage to the slopes caused by the Contractor's equipment, personnel, or operation shall be repaired to the satisfaction of the Resident. All work, equipment and materials required to make repairs shall be at the Contractor's expense.
8. A three foot (3') paved lip shall be placed at all gravel entrances, except woods and field entrances, unless otherwise directed by the Resident.
9. Item # 411.10, Untreated Aggregate Surface Course, may also meet the gradation requirements of item # 204.20, Add Shoulder Aggregate.
10. Any necessary cleaning of existing pavement prior to paving shall be incidental to the related paving items.
11. All existing paved shoulders and widening to be resurfaced as directed by the Resident.
12. Shoulder shim shall taper to 0 inches at face of existing curb and guardrail.
13. When super-elevation exceeds the slope of the low side shoulder, the shoulder will have same slope as traveled way.
14. No existing drainage shall be abandoned, removed or plugged without prior approval of the Resident.

15. The following shall be incidental to the 603 item(s):

- Any cutting of existing culverts and or connectors necessary to install new culvert replacements or extensions
- All pipe excavation including any cutting and removal of pavement
- All ditching at pipe ends
- Furnishing, placing, grading, and compacting of any new gravel and/or fill material including Granular Borrow used for pipes and for temporary detours to maintain traffic during pipe installation (excavation is also incidental).
- Granular Borrow under the pipe shall meet the requirements for Underwater Backfill
- All work necessary to connect to existing pipes
- Flow lines may be changed by 1.5 Ft.
- Any necessary clearing of brush and small trees at culvert ends

16. Existing culverts and catch basins will be cleaned as directed by the Resident under the appropriate Pay Items.

17. As directed by the Resident, all existing Underdrain Outlets shall be located, cleaned out and ditched as required or replaced as necessary.

18. All connections for Underdrain to roadway culverts will be incidental to U.D. pipe items.

19. Two guardrail delineator posts will be installed at the leading end and one at the trailing end of each run of guardrail. One delineator post will also be installed at each underdrain outlet.

20. 350 Flared Terminals shall be installed concurrently with the placement of each section of beam guardrail.

21. Holes created by Guardrail removal will be filled and compacted with approved materials as directed by the Resident. Payment to be considered incidental to the guardrail items.

22. Reflectorized silver white beam guardrail delineators shall be mounted on all new, modified, removed modified and reset, or removed and reset guardrail. Delineators shall be installed on every tenth post in a tangent and every fifth post on curves. Reflectorized beam guardrail delineators shall meet the requirements of section 719.01. The delineators shall be mounted on the guardrail beam at the posts. Beam guardrail delineators will not be paid for directly, but will be considered incidental to the guardrail items.

23. Where curb type 3 is installed under guardrail, the maximum reveal shall be 4 inches.

24. Backing up bituminous curb is incidental to the curb items. In areas where new bituminous curb is designated to replace existing, the removal of the old bituminous curb shall be incidental to the new curb.

25. No separate payment for Superintendent or Foreman will be made for the supervision of equipment being paid under appropriate rental items.
26. Trim all tree branches to 20 feet above pavement. Payment shall be made under labor and equipment rental items.
27. Stations referenced in the Construction Notes are approximate.
28. All work shall be done in accordance with the Maine Department of Transportation's Best Management Practices for Erosion Control & Sediment Control, January, 2000.
29. All inslope and ditches in cut areas shall be regraded to 3:1, or flatter, as directed by the Resident.
30. Before any removal of pavement surface or paving can begin, all project stationing must be clearly marked out every 50 ft with either flats or paint. If painted on the roadway, stations must be marked on each lift of pavement.
31. Plan and profile sheets for the previously constructed projects covering this project are available upon request.
32. MDOT will final stripe the project. The Contractor is responsible for transferring the existing striping pattern to the surface course.
33. All guardrail becomes property of the Contractor. Removal, transporting and disposal will be considered incidental to the guardrail item.
34. Dredge Material (See MDOT Standard Specifications § 101.2) is regulated as a Special Waste. Fifty cubic yards or less of Dredge Material **Beneficially Used in the area adjacent to and draining into the dredged water body** is exempt from Beneficial Use Permits. The Contractor shall ensure that Dredge Material is placed into the fill areas specified by MDOT. No more than the fifty cubic yards (38 cubic meters) of Dredge Material may be excavated without authorization from the Resident. Any Dredge Material not Beneficial Used (excess Dredge Material) shall be disposed of at a landfill licensed by the Maine Department of Environmental Protection to accept Special Waste. The Contractor shall be responsible for making all necessary arrangements for dewatering and proper disposal of the Dredge Material, including any additional laboratory testing, in accordance with the landfill's license. The Contractor shall provide documentation to the Resident that any such Dredge Material was disposed of as specified.

# STATE OF MAINE DEPARTMENT OF TRANSPORTATION



## HAMPDEN

### PENOBSCOT COUNTY

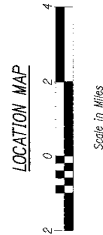
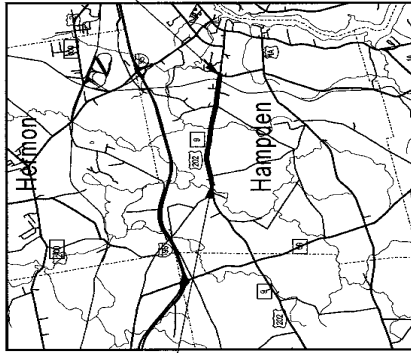
ROUTES 202 & 9

PROJECT NO. STP-A140(000)X

PROJECT LENGTH: 2.936 mi  
PAVEMENT PREVENTATIVE MAINTENANCE

PROJECT NO. STP-A140(000)X

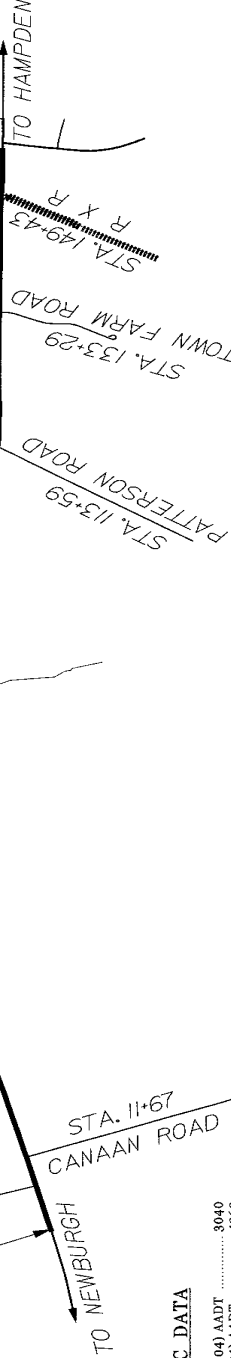
STA. 1+00 BEGIN PROJECT  
STA. 156+00 END PROJECT



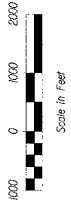
LOCATION MAP  
Scale in Miles

STATION 1+00  
BEGIN PROJECT  
NO. STP-A140(000)X

ROUTES 202 & 9



LAYOUT SCALE



Scale in Feet

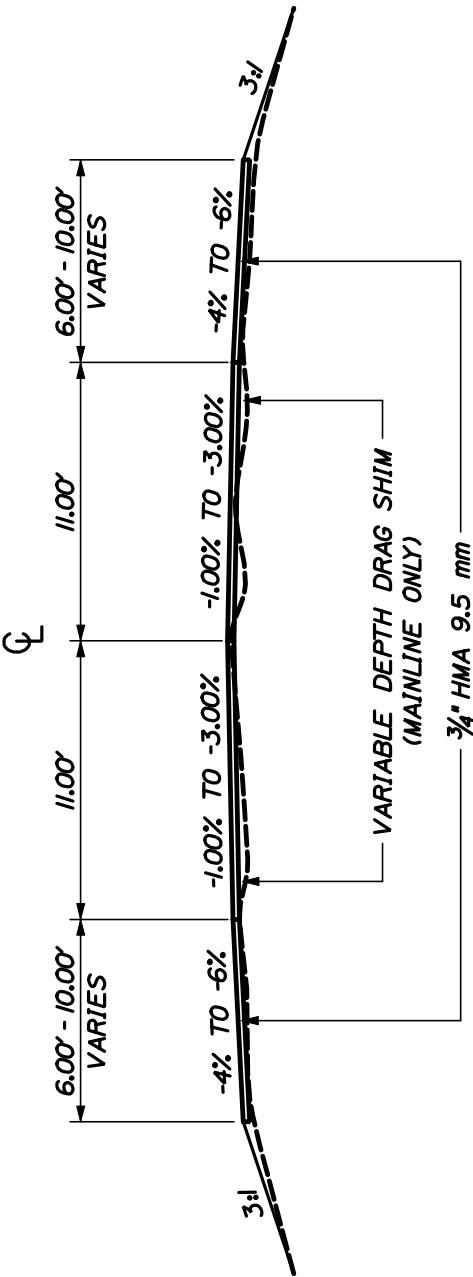
#### TRAFFIC DATA

Current (2004) AADT	3040
Future (2024) AADT	4260
DHV - % of AADT	11
Design Hour Volume	469
% Heavy Trucks (AADT)	14
% Heavy Trucks (DHV)	11
Directional Distribution (DHV)	60
18 kip Equivalent P 2.0	273
18 kip Equivalent P 2.5	260
Design Speed (mph)	45

3/4" HOT MIX ASPHALT OVERLAY  
WITH VARIABLE DEPTH DRAG SHIM

PROJECT INFORMATION PROGRAM: JANS PERB PROJECT MANAGER: WILLIAM BROWN REGION: MAINE PROJECT NO. STP-A140(000)X		TITLE SHEET HAMPDEN ROUTES 202 & 9		SHEET NUMBER 1
PROJECT COMPLETION DATE: 1/21/04 CONTRACTOR: JANS PERB PROJECT RESIDENT: JANS PERB CONSULTANT: JANS PERB		DATE: 1/21/04 P.E. NUMBER: 0416 SIGNATURE: [Signature]		OF 1
STATE OF MAINE DEPARTMENT OF TRANSPORTATION APPROVED: [Signature] COMMISSIONER: [Signature] CHIEF ENGINEER: [Signature]		NH-1140(700)E PIN 11400.00		

3/4" HOT MIX ASPHALT OVERLAY  
WITH VARIABLE DEPTH DRAG SHIM



STA. 1+00 TO STA. 156+00



GUARDRAIL

CURB

VARIOUS LOCATIONS LT. & RT.

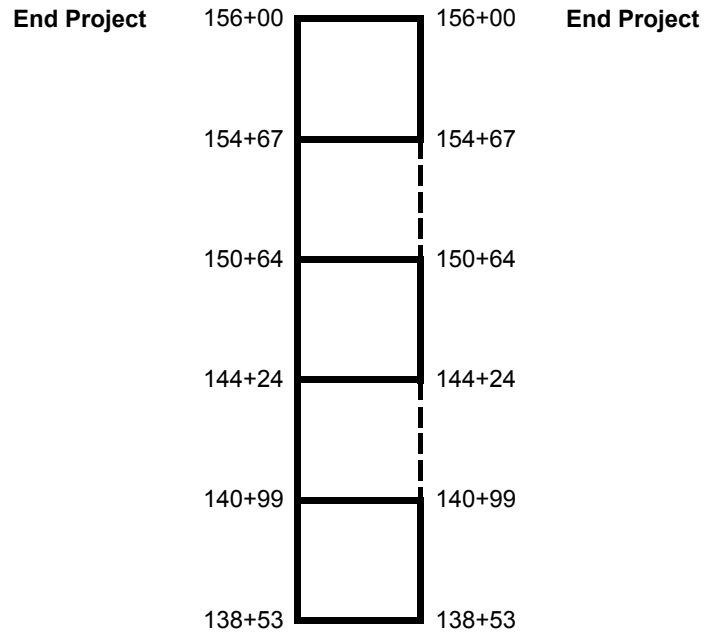
VARIOUS LOCATIONS LT. & RT.

NOTE: NOT TO SCALE

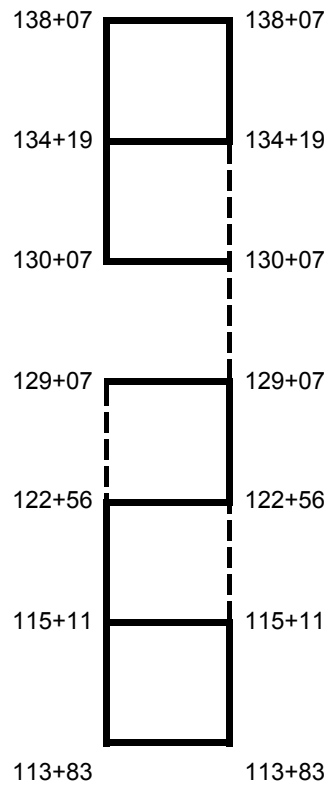
STP-A140(000)X  
Hampden - ROUTE 202  
**PROJECT STATIONING**

Lt	Station	Rt
<b>End Project</b>	156+00	<b>End Project</b>
Railroad Crossing	149+43	Railroad Crossing
Griffin Rd.	138+29	
	133+29	Town Farm Rd.
	129+04	Hughes Rd.
	113+59	Patterson Rd.
Emerson Mill Rd.	105+69	
Pole # 79    ⅈ	89+66	
Pole # 91    ⅈ	66+92	
Pole # 103    ⅈ	43+59	
Pole # 113    ⅈ	24+05	
	11+67	Caanan Rd.
<b>Begin Project</b>	1+00	<b>Begin Project</b>

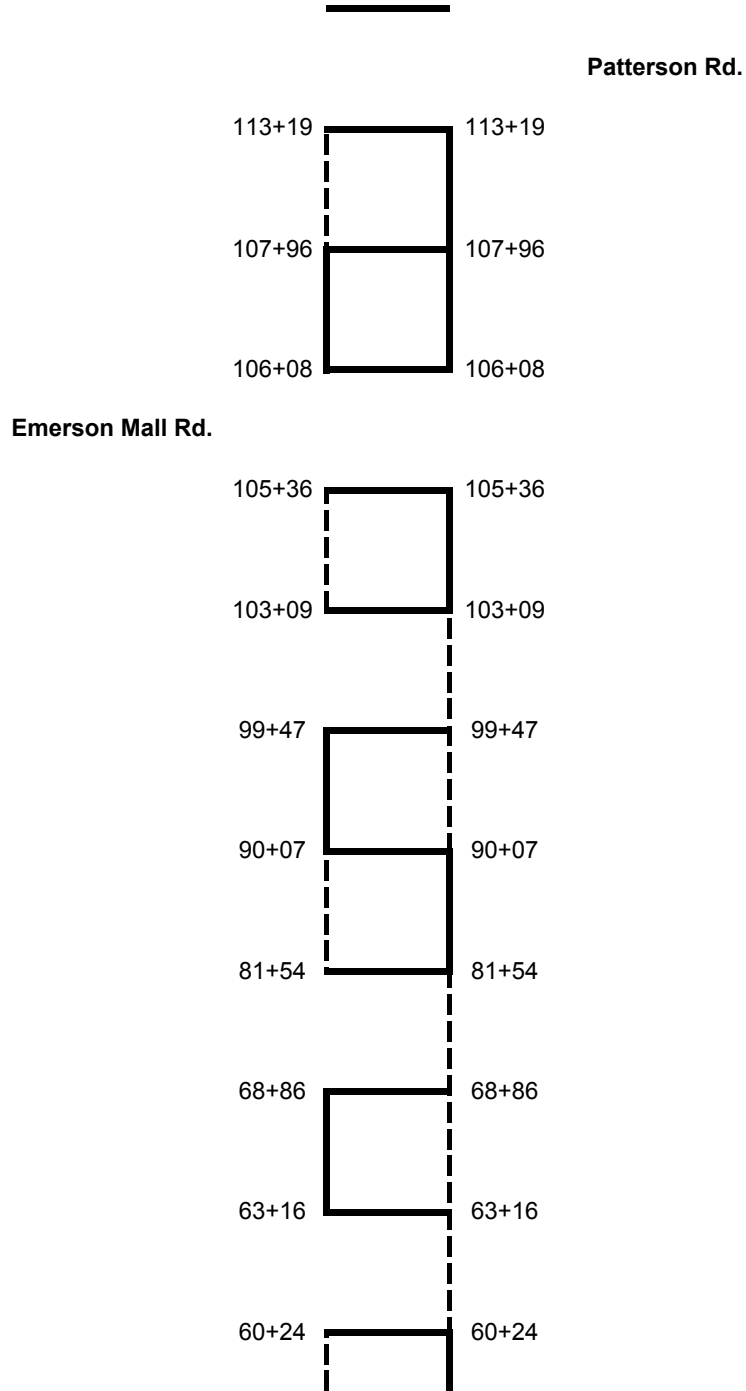
STP-A140(000)X  
HAMPDEN  
**PROJECT STRIPING**



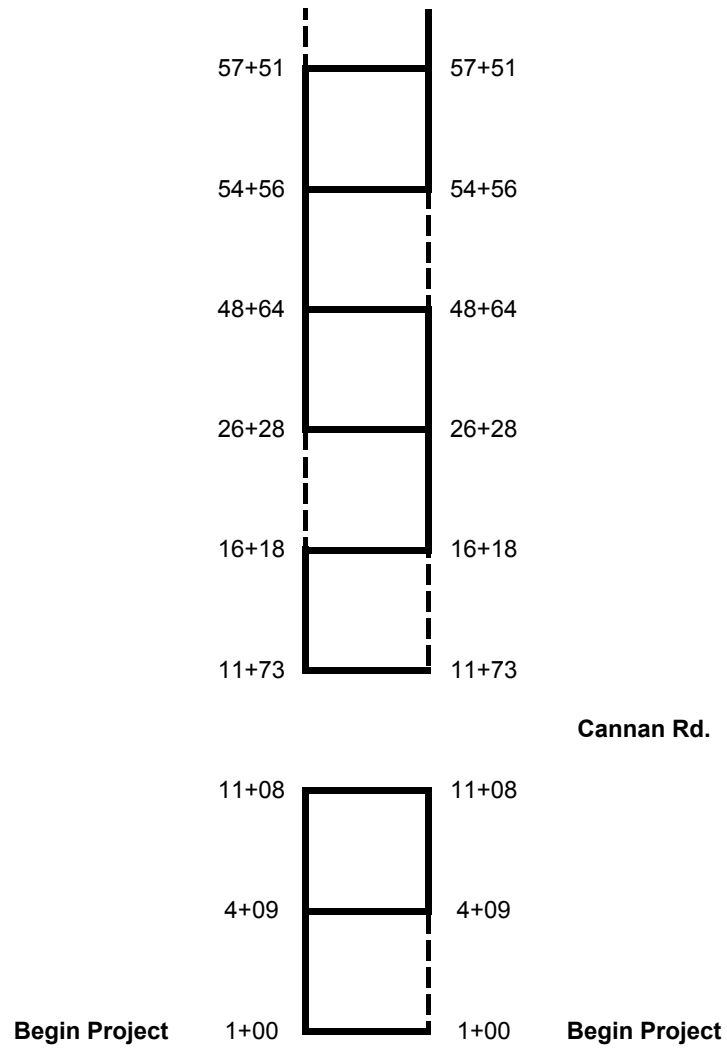
**Griffin Rd.**



STP-A140(000)X  
HAMPDEN  
**PROJECT STRIPING**



STP-A140(000)X  
HAMPDEN  
**PROJECT STRIPING**



# CONSTRUCTION NOTES

STP-A140(000)X

Hampden

**Item 202.203            Pavement Butt Joints**

Grind butt joints on all paved drives and entrances, at the railroad crossing, and at both ends of the project, as directed by the Resident.

**Item 403.209            Hot Mix Asphalt 9.5 mm (Incidentals)**

32      Paved Drives

50      Gravel Drives w/ Paved Lips (3 ft)

Note: Approximate stations are available upon request to Division 3 office.

**Item 411.10            Untreated Aggregate Surface Crs, Truck Measure**

To back up paved lips on gravel driveways and as directed by Resident.

**Item 627.76            Temporary Pavement Mark Line, White or Yellow**

To be used once on the shim and once on the surface. RPM's or painted line to be used at the contractor's discretion.

**GENERAL NOTES**

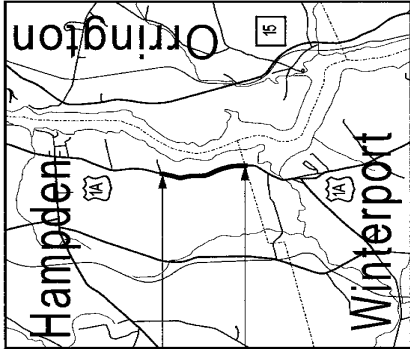
- All joints between existing and proposed hot bituminous pavement shall be butted. Payment shall be made under Item 202.203 Pavement Butt Joint.
- Construct Butt Joints at all paved drives and entrances.
- The Contractor shall place suitable existing material, or other material acceptable to the Resident, on all pavement edges to allow no greater than a 40 mm [1 ½ in] drop-off and be graded to 3:1 or flatter. Payment to be incidental to the contract.
- Any damage to the slopes caused by the Contractor's equipment, personnel, or operation shall be repaired to the satisfaction of the Resident. All work, equipment and materials required to make repairs shall be at the Contractor's expense.
- A one meter [3 ft] paved lip shall be placed at all gravel entrances, except woods and field entrances, unless otherwise directed by the Resident.
- Item # 411.10, Untreated Aggregate Surface Course, may also meet the gradation requirements of item # 204.20, Add Shoulder Aggregate.
- Any necessary cleaning of existing pavement prior to paving shall be incidental to the related paving items.
- All existing paved shoulders and widenings to be resurfaced as directed by the Resident.
- Shoulder shim shall taper to 0 mm [0 in] at face of existing curb and guardrail.
- When super elevation exceeds the slope of the low side shoulder, the shoulder will have same slope as traveled way. "Undetermined Locations" shall be determined by the Resident.
- Stations referenced are approximate.
- Grind transition tapers at Catch Basins under Item No. 202.203, Pavement Butt Joints, as directed by the Resident. accordance with the landfill's license. The Contractor shall provide documentation to the Resident that any such Dredge Material was disposed of as specified.
- All work shall be done in accordance with the Maine Department of Transportation's Best Management Practices for Erosion Control & Sediment Control, January, 2000.
- MDOT will final stripe the project. The Contractor is responsible for transferring the existing striping pattern to the surface course.

STATE OF MAINE  
DEPARTMENT OF TRANSPORTATION

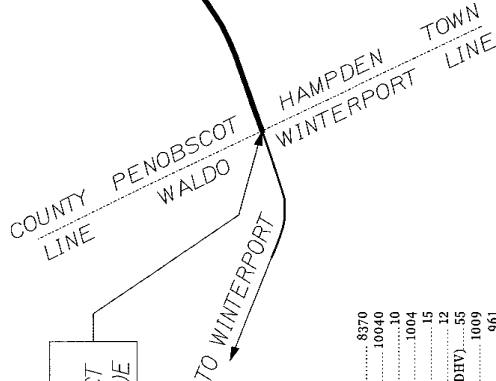


**HAMPDEN**  
PENOBSCOT COUNTY  
ROUTE 1A  
**PROJECT NO. NH-1140(700)E**  
PROJECT LENGTH: 0.975 mi  
PAVEMENT PREVENTATIVE MAINTENANCE

PROJECT NO. NH-1140(700)E  
STA. 1+00 BEGIN PROJECT  
STA. 52+50 END PROJECT



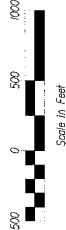
LOCATION MAP



TRAFFIC DATA

Current (2004) AADT	8370
Future (2024) AADT	10040
DHV - % of AADT	10
Design Hour Volume	1004
% Heavy Trucks (AADT)	15
% Heavy Trucks (DHV)	12
Directional Distribution (DHV)	55
18 kip Equivalent P 2.0	1009
18 kip Equivalent P 2.5	961
Design Speed (mph)	50

LAYOUT SCALE



3/4" HOT MIX ASPHALT OVERLAY  
WITH VARIABLE DEPTH DRAG SHIM

HAMPDEN  
ROUTE 1A  
TITLE SHEET

SHEET NUMBER

1

OF 1

NH-1140(700)E  
PIN 11407.00

PROJECT INFORMATION
PROGRAM
PROJECT MANAGER
DESIGNER
CONSULTANT
PROJECT ASSISTANT
CONTRACTOR
PROJECT COMPLETION DATE

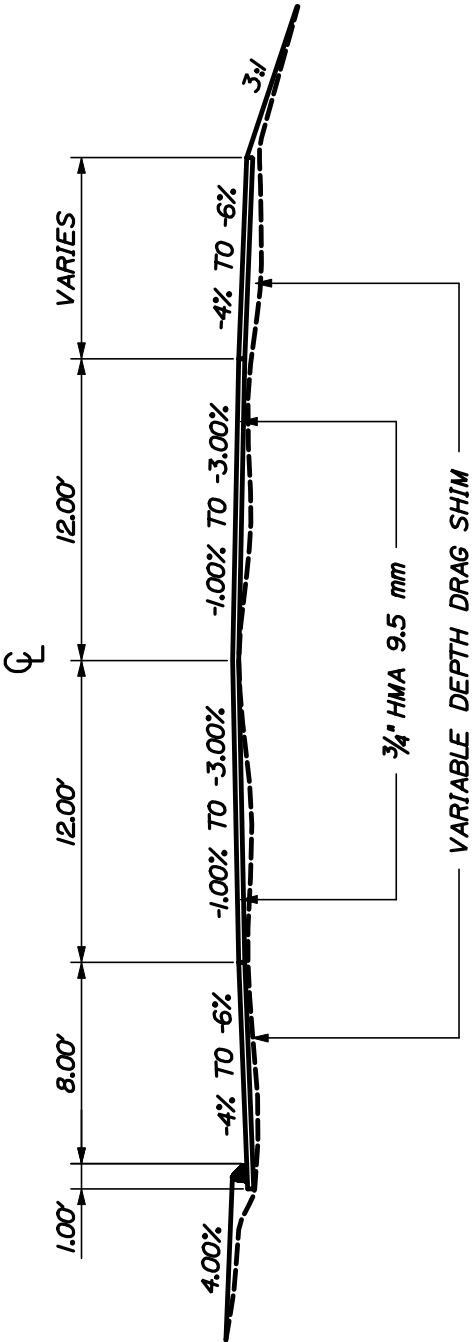
SIGNATURE
WILLIAM BROWN
JAMES PIER
REGIONAL
P.E. NUMBER
4180
DATE
1/12/04



COMMISSIONER
APPROVED
DATE
01/22/04

STATE OF MAINE  
DEPARTMENT OF TRANSPORTATION

3/4" HOT MIX ASPHALT OVERLAY  
WITH VARIABLE DEPTH DRAG SHIM

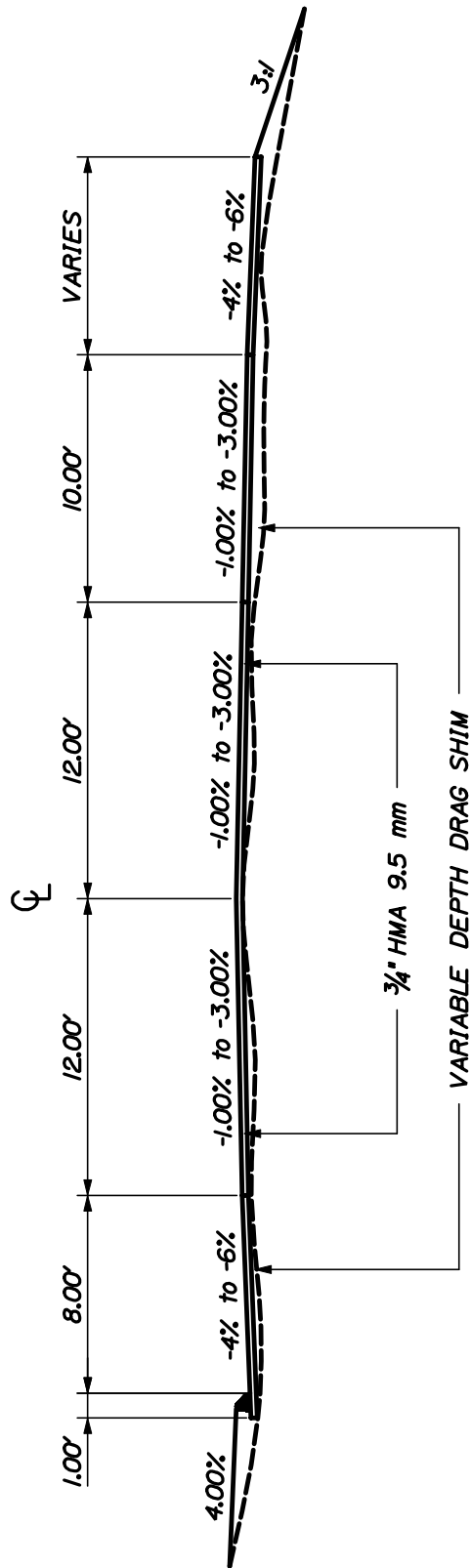


STA. 1+00 TO STA. 9+00  
STA. 46+40 TO STA. 52+50

CURB AT VARIOUS LOCATIONS

NOTE: NOT TO SCALE

3/4" HOT MIX ASPHALT OVERLAY  
WITH VARIABLE DEPTH DRAG SHIM



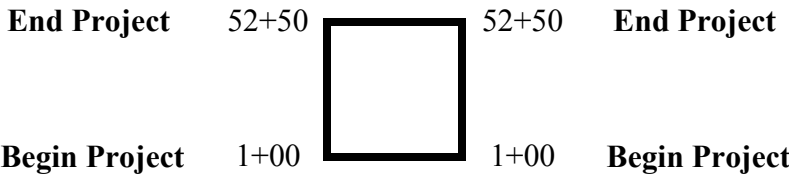
TRUCK LANE - STA. 9+00 TO STA. 46+40  
CURB AT VARIOUS LOCATIONS

NOTE: NOT TO SCALE

NH-1140(700)E  
HAMPDEN  
**PROJECT STATIONING**

Lt		Station		Rt
<b>End Project</b>		52+50		<b>End Project</b>
Pole #6000/95	⊖	48+75		
		44+53	⊖	Pole #1226/97
Pole #1217/106	⊖	30+28		
		10+81	⊖	Pole #1204/119
<b>Begin Project</b>		1+00		<b>Begin Project</b>

NH-1140(700)E  
HAMPDEN  
**PROJECT STRIPING**



## CONSTRUCTION NOTES

### Item 202.203      Pavement Butt Joints

Grind butt joints on all paved drives and entrances, at both ends of the project, and as directed by the Resident.

### Item 403.209      Hot Mix Asphalt 9.5 mm (Incidentals)

26      Paved Drives

21      Gravel Drives w/ Paved Lips (3 ft)

Note: Approximate stations are available upon request to Division 3 office.

### Item 411.10      Untreated Aggregate Surface Crs, Truck Measure

To back up paved lips on gravel driveways and as directed by Resident.

### Item 604.182      Clean Catch Basin & Manhole

Station	Side	Quantity
46+37	Lt.	1
5+11	Rt.	1

### Item 609.31      Curb Type 3

The following curb sections and section as directed by the project resident shall be replaced:

Station		Left	Station		Right
9+91	to	10+46	5+88	to	6+12
			36+94	to	37+53

### Item 627.76      Temporary Pavement Mark Line, White or Yellow

To be used once on shim and once on the surface. RPM's or painted line to be used at the contractor's discretion.

**GENERAL NOTES**

- All joints between existing and proposed hot bituminous pavement shall be butted. Payment shall be made under Item 202.203 Pavement Butt Joint.
- Construct Butt Joints at all paved drives and entrances.
- The Contractor shall place suitable existing material, or other material acceptable to the Resident, on all pavement edges to allow no greater than a 40 mm [1 ½ in] drop-off and be graded to 3:1 or flatter. Payment to be incidental to the contract.
- Any damage to the slopes caused by the Contractor's equipment, personnel, or operation shall be repaired to the satisfaction of the Resident. All work, equipment and materials required to make repairs shall be at the Contractor's expense.
- A one meter [3 ft] paved lip shall be placed at all gravel entrances, except woods and field entrances, unless otherwise directed by the Resident.
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- Any necessary cleaning of existing pavement prior to paving shall be incidental to the related paving items.
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- Stations referenced are approximate.
- Grind transition tapers at Catch Basins under Item No. 202.203, Pavement Butt Joints, as directed by the Resident. accordance with the landfill's license. The Contractor shall provide documentation to the Resident that any such Dredge Material was disposed of as specified.
- All work shall be done in accordance with the Maine Department of Transportation's Best Management Practices for Erosion Control & Sediment Control, January, 2000.
- MDOT will final stripe the project. The Contractor is responsible for transferring the existing striping pattern to the surface course.

General Decision Number ME030010 06/13/2003 ME10

Superseded General Decision No. ME020010

State: Maine

Construction Type:  
HIGHWAY

County(ies):  
PENOBSCOT

HIGHWAY CONSTRUCTION PROJECTS excluding major bridging  
(for example: bascule, suspension and spandrel arch bridges;  
those bridging waters presently navigating or to be navigable;  
and those involving marine construction in any degree); tunnels,  
building structures in rest area projects and railroad  
construction.

Modification Number      Publication Date  
0                              06/13/2003

COUNTY(ies):  
PENOBSCOT

ENGI0004M 04/01/2003

	Rates	Fringes
POWER EQUIPMENT OPERATORS:		
Grader	16.51	6.00
Paver	16.51	6.00
Roller	16.51	6.00

---

SUME4026A 10/24/2000

	Rates	Fringes
CARPENTER		
Including Form Work	11.19	1.72
CEMENT MASON/FINISHERS	9.13	
IRONWORKERS		
Stuctural	17.50	1.70
LABORERS		
Landscape	7.84	
Rakers	10.18	2.14
Unskilled	8.73	1.71
POWER EQUIPMENT OPERATORS		
Backhoes	11.81	1.88
Bulldozers	13.12	2.72
Cranes	15.25	1.70
Excavators	11.69	2.40
Loaders	12.21	3.19
TRUCK DRIVERS		
Dump	9.27	
Two Axle	9.12	1.63
Tri Axle	10.63	2.11

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WELDERS - Receive rate prescribed for craft performing operation  
to which welding is incidental.

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Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29 CFR 5.5(a)(1)(ii)).

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In the listing above, the "SU" designation means that rates listed under that identifier do not reflect collectively bargained wage and fringe benefit rates. Other designations

indicate unions whose rates have been determined to be prevailing.

#### WAGE DETERMINATION APPEALS PROCESS

1.) Has there been an initial decision in the matter? This can be:

- \* an existing published wage determination
- \* a survey underlying a wage determination
- \* a Wage and Hour Division letter setting forth a position on a wage determination matter
- \* a conformance (additional classification and rate) ruling

On survey related matters, initial contact, including requests for summaries of surveys, should be with the Wage and Hour Regional Office for the area in which the survey was conducted because those Regional Offices have responsibility for the Davis-Bacon survey program. If the response from this initial contact is not satisfactory, then the process described in 2.) and 3.) should be followed.

With regard to any other matter not yet ripe for the formal process described here, initial contact should be with the Branch of Construction Wage Determinations. Write to:

Branch of Construction Wage Determinations  
Wage and Hour Division  
U. S. Department of Labor  
200 Constitution Avenue, N. W.  
Washington, D. C. 20210

2.) If the answer to the question in 1.) is yes, then an interested party (those affected by the action) can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7). Write to:

Wage and Hour Administrator  
U.S. Department of Labor  
200 Constitution Avenue, N. W.  
Washington, D. C. 20210

The request should be accompanied by a full statement of the interested party's position and by any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

3.) If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board  
U. S. Department of Labor  
200 Constitution Avenue, N. W.  
Washington, D. C. 20210

4.) All decisions by the Administrative Review Board are final.  
END OF GENERAL DECISION

□

SPECIAL PROVISION  
CONSTRUCTION AREA

A Construction Area located in the **Towns of Newburgh and Dixmont** has been established by the Maine Department of Transportation in accordance with provisions of Title 29, Section 1703, Maine Revised Statutes Annotated.

The section of highway under construction in Penobscot County, project STP-1139(900)X is located on Route 202, beginning at the intersection of Route 7 and extending northerly 10.87 miles.

The State Department of Transportation or the State's Engineer may issue permits for stated periods of time for moving construction equipment without loads, low-bed trailers with overloads, over-height, over-width or over-length equipment or materials over all State maintained sections described in the "Construction Area" above and in addition may issue permits for stated periods of time for moving overweight vehicles and loads over the section described in (a) above. The right to revoke such a permit at any time is reserved by the State Department of Transportation and the issuance of such permits shall be subject to any Special Provisions or Supplemental Specifications written for this project.

A Temporary Permit for each move may be issued by the State Department of Transportation or the State's Engineer for moving Contractor's construction equipment used on the project which exceeds the legal limits (shovels, bulldozers, etc.) to sources of construction material over highways maintained by the State reasonably within the area of the project.

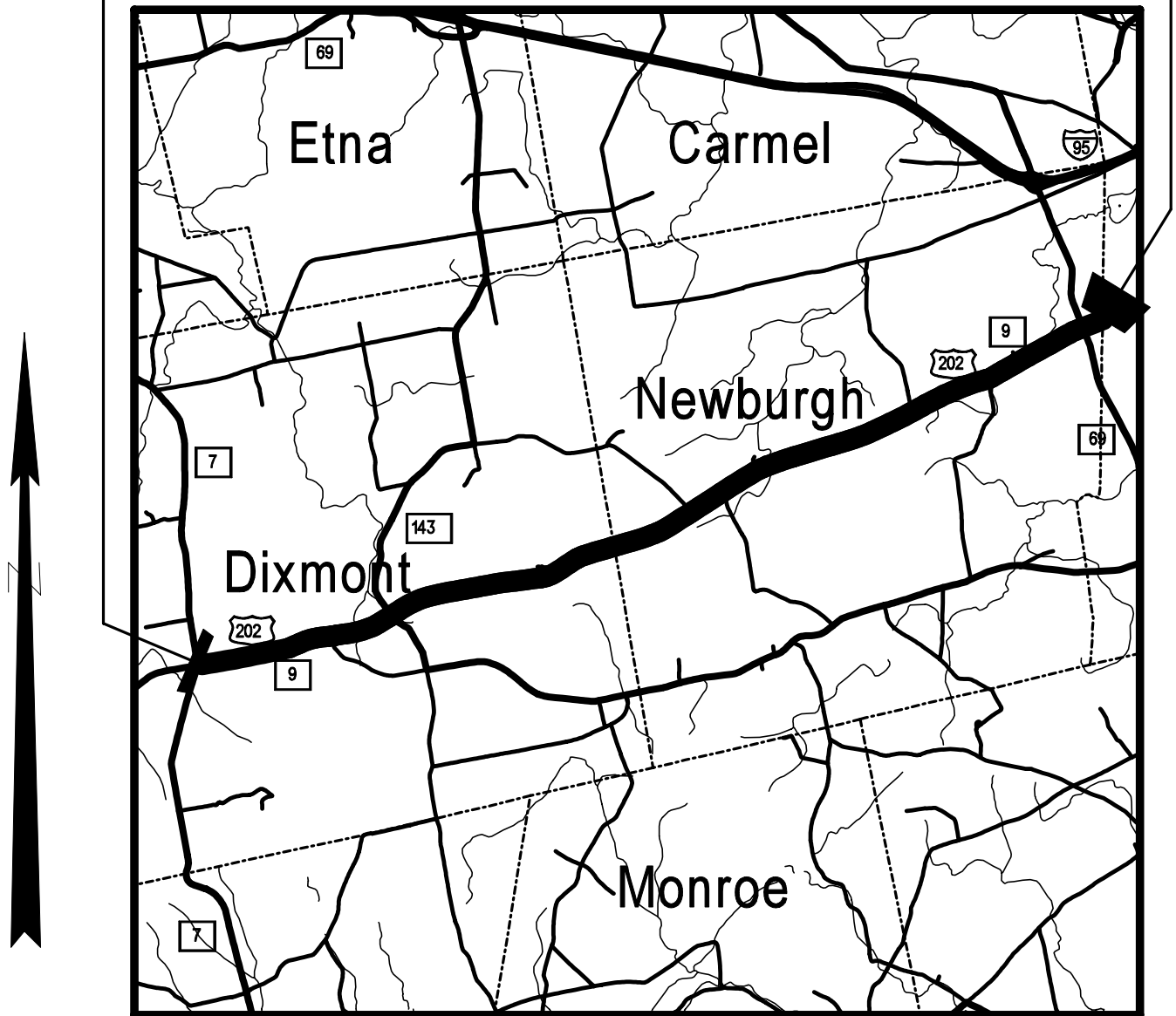
The Municipal Officers for the **Towns of Newburgh and Dixmont** agreed that a permit will be issued to the Contractor for the purpose of hauling loads in excess of the limits as specified in Title 29, Maine Revised Statutes Annotated, on the town ways as described in the "Construction Area" and that single move permits will be issued for moving Contractor's construction equipment used on the project which exceeds the legal limits (shovels, bulldozers, etc.) to sources of construction material over town ways reasonably within the area of the project.

In the event it is necessary to transport gravel, borrow, or other construction material in legally registered vehicles carrying legal loads over town ways, a Contractor's Bond of not more than Nine Thousand (\$9,000.00) per kilometer of traveled length may be required by the town, the exact amount of said bond to be determined prior to use of any town way.

The maximum speed limits for trucks on any town way will be forty (40) km per hour [25 mph], unless a higher legal limit is specifically agreed upon in writing by the Municipal Officers concerned.

# STP-1139(900)X

*STA. 2+65 BEGIN PROJECT*  
*STA. 576+55 END PROJECT*



LOCATION MAP



*Scale in Miles*

Project No. STP-1140(000)X

SPECIAL PROVISION  
CONSTRUCTION AREA

A Construction Area located in the **Town of Hampden** has been established by the Maine Department of Transportation in accordance with provisions of Title 29, Section 1703, Maine Revised Statutes Annotated.

The section of highway under construction in Penobscot County, project STP-1140(000)X is located on Route 202, beginning 0.20 of a mile westerly of Canaan Road and extending easterly 2.936 miles.

The State Department of Transportation or the State's Engineer may issue permits for stated periods of time for moving construction equipment without loads, low-bed trailers with overloads, over-height, over-width or over-length equipment or materials over all State maintained sections described in the "Construction Area" above and in addition may issue permits for stated periods of time for moving overweight vehicles and loads over the section described in (a) above. The right to revoke such a permit at any time is reserved by the State Department of Transportation and the issuance of such permits shall be subject to any Special Provisions or Supplemental Specifications written for this project.

A Temporary Permit for each move may be issued by the State Department of Transportation or the State's Engineer for moving Contractor's construction equipment used on the project which exceeds the legal limits (shovels, bulldozers, etc.) to sources of construction material over highways maintained by the State reasonably within the area of the project.

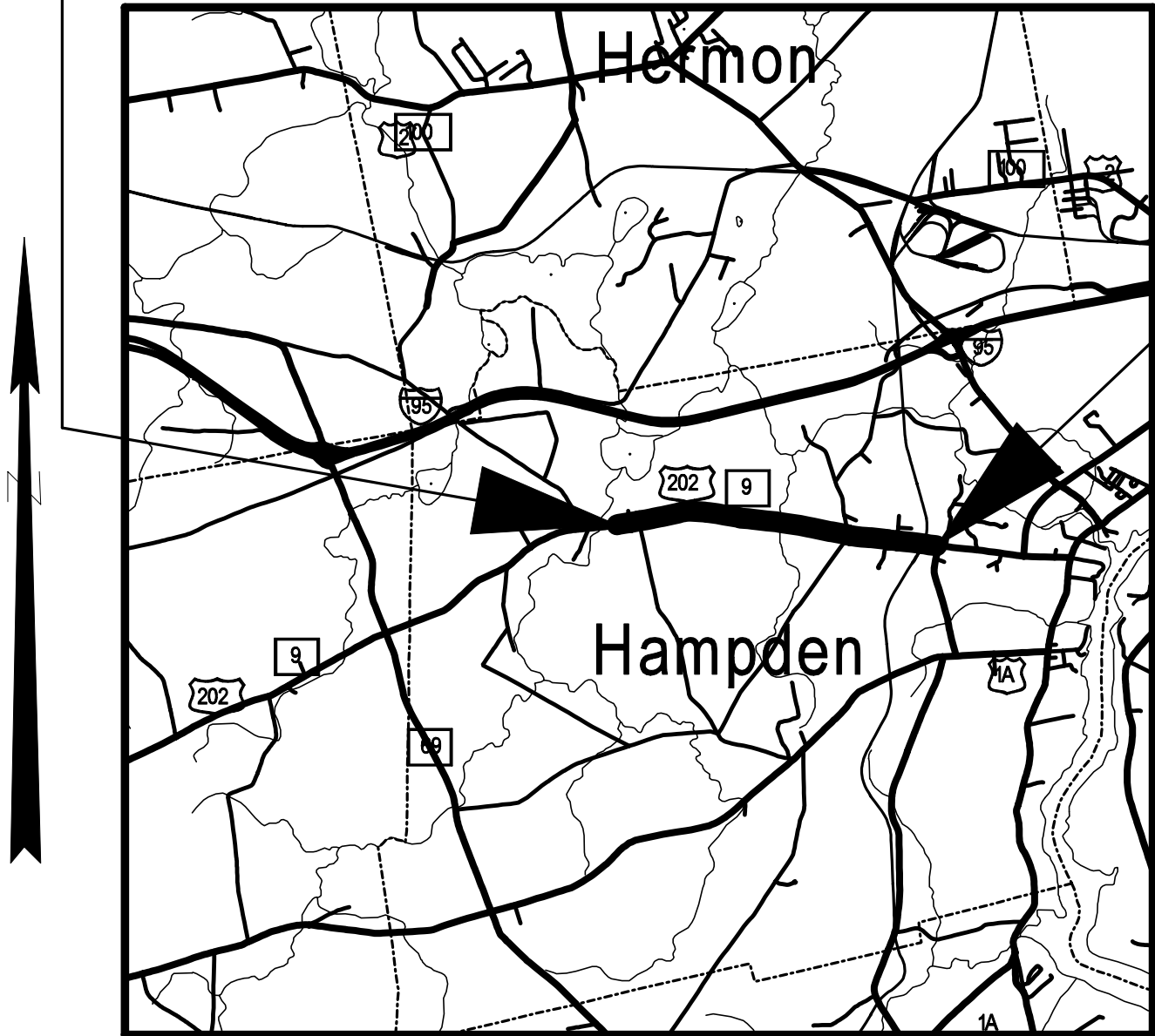
The Municipal Officers for the **Town of Hampden** agreed that a permit will be issued to the Contractor for the purpose of hauling loads in excess of the limits as specified in Title 29, Maine Revised Statutes Annotated, on the town ways as described in the "Construction Area" and that single move permits will be issued for moving Contractor's construction equipment used on the project which exceeds the legal limits (shovels, bulldozers, etc.) to sources of construction material over town ways reasonably within the area of the project.

In the event it is necessary to transport gravel, borrow, or other construction material in legally registered vehicles carrying legal loads over town ways, a Contractor's Bond of not more than Nine Thousand (\$9,000.00) per kilometer of traveled length may be required by the town, the exact amount of said bond to be determined prior to use of any town way.

The maximum speed limits for trucks on any town way will be forty (40) km per hour [25 mph], unless a higher legal limit is specifically agreed upon in writing by the Municipal Officers concerned.

# STP-1140(000)X

*STA. 1+00 BEGIN PROJECT*  
*STA. 156+00 END PROJECT*



LOCATION MAP



*Scale in Miles*

SPECIAL PROVISION  
CONSTRUCTION AREA

A Construction Area located in the **Town of Hampden** has been established by the Maine Department of Transportation in accordance with provisions of Title 29, Section 1703, Maine Revised Statutes Annotated.

The section of highway under construction in Penobscot County, project NH-1140(700)E is located on Route 1A, beginning at the Winterport town line and extending northerly 0.975 of a mile.

The State Department of Transportation or the State's Engineer may issue permits for stated periods of time for moving construction equipment without loads, low-bed trailers with overloads, over-height, over-width or over-length equipment or materials over all State maintained sections described in the "Construction Area" above and in addition may issue permits for stated periods of time for moving overweight vehicles and loads over the section described in (a) above. The right to revoke such a permit at any time is reserved by the State Department of Transportation and the issuance of such permits shall be subject to any Special Provisions or Supplemental Specifications written for this project.

A Temporary Permit for each move may be issued by the State Department of Transportation or the State's Engineer for moving Contractor's construction equipment used on the project which exceeds the legal limits (shovels, bulldozers, etc.) to sources of construction material over highways maintained by the State reasonably within the area of the project.

The Municipal Officers for the **Town of Hampden** agreed that a permit will be issued to the Contractor for the purpose of hauling loads in excess of the limits as specified in Title 29, Maine Revised Statutes Annotated, on the town ways as described in the "Construction Area" and that single move permits will be issued for moving Contractor's construction equipment used on the project which exceeds the legal limits (shovels, bulldozers, etc.) to sources of construction material over town ways reasonably within the area of the project.

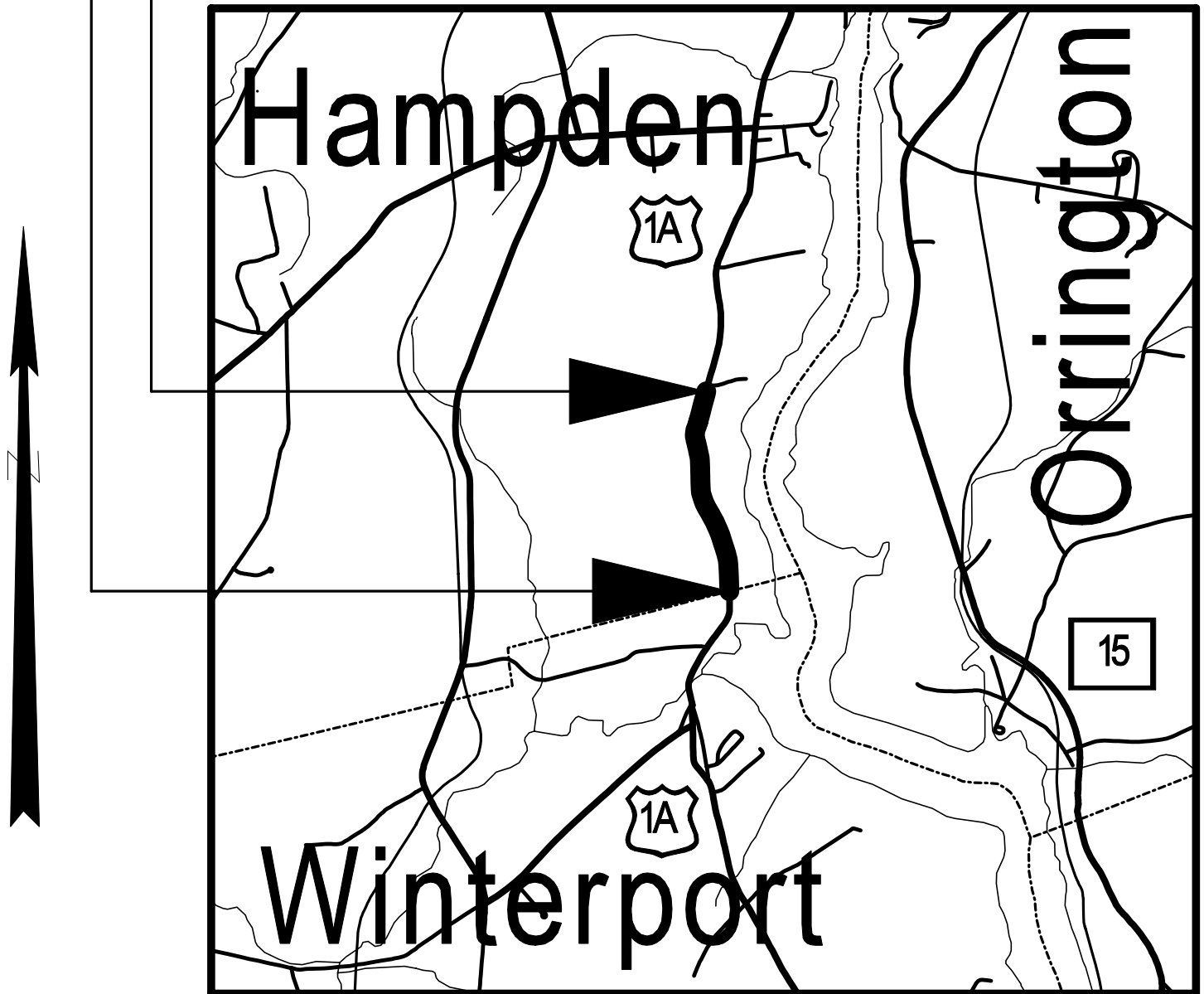
In the event it is necessary to transport gravel, borrow, or other construction material in legally registered vehicles carrying legal loads over town ways, a Contractor's Bond of not more than Nine Thousand (\$9,000.00) per kilometer of traveled length may be required by the town, the exact amount of said bond to be determined prior to use of any town way.

The maximum speed limits for trucks on any town way will be forty (40) km per hour [25 mph], unless a higher legal limit is specifically agreed upon in writing by the Municipal Officers concerned.

# STP-1140(700)X

*STA. 1+00 BEGIN PROJECT*

*STA. 52+50 END PROJECT*



LOCATION MAP



*Scale in Miles*

SPECIAL PROVISION  
CONSTRUCTION AREA

Title 29A, M.R.S.A., Subsection 2383. Overlimit movement permits

1. Overlimit movement permits issued by State. The Secretary of State, acting under guidelines and advice of the Commissioner of Transportation, may grant permits to move non-divisible objects having a length, width, height or weight greater than specified in this Title over a way or bridge maintained by the Department of Transportation.
2. Permit Fee. The Secretary of State, with the advice of the Commissioner of Transportation, may set the fee for these permits, at not less than \$3, nor more than \$15, based on weight, height, length and width.
3. County and municipal permits. A permit may be granted, for a reasonable fee, by county commissioners or municipal officers for travel over a way or bridge maintained by that county or municipality.
4. Permits for weight. A vehicle granted a permit for excess weight must first be registered for the maximum gross vehicle weight allowed for that vehicle.
5. Special mobile equipment. The Secretary of State may grant a permit, for no more than one year, to move pneumatic-tire equipment under its own power, including Class A and Class B special mobile equipment, over ways and bridges maintained by the Department of Transportation. The fee for that permit is \$15 for each 30-day period.
6. Scope of permit. A permit is limited to the particular vehicle or object to be moved and particular ways and bridges.
7. Construction permits. A permit for a stated period of time may be issued for loads and equipment employed on public way construction projects, United States Government projects or construction of private ways, when within construction areas established by the Department of Transportation. The Permit:
  - A. Must be procured from the municipal officers for a construction area within that municipality;
  - B. May require the Contractor to be responsible for damage to ways used in the construction areas and may provide for:
    - (1) Withholding by the agency of the work of final payment under contract; or
    - (2) The furnishing of a bond by the Contractor to guarantee suitable repair or payment of damages.
  - C. May be granted by the Department of Transportation or by the state engineer in charge of the construction contract; and
  - D. For construction areas, carries no fee and does not come within the scope of this section.
8. Gross vehicle weight permits. The following may grant permits to operate a vehicle having a gross vehicle weight exceeding the prescribed limit:

- A. The Secretary of State, with the consent of the Department of Transportation, for state and state aid highways and bridges within city or compact village limits;
  - B. Municipal officers, for all other ways and bridges within that city and compact village limits; and
  - C. The county commissioners, for county roads and bridges located in unorganized territory.
9. Pilot vehicles and state police escorts. Pilot vehicles required by a permit must be equipped with warning lights and signs as required by the Secretary of State with the advice of the Department of Transportation.

Warning lights may only be operated and lettering on the signs may only be visible on a pilot vehicle while it is escorting on a public way a vehicle with a permit.

The Secretary of State shall require a State Police escort for a single vehicle or a combination of vehicles of 125 feet or more in length or 16 feet or more in width. The Secretary of State, with the advice of the Commissioner of Transportation, may require vehicles of lesser dimensions to be escorted by the State Police.

The Bureau of State Police shall establish a fee for State Police escorts.

All fees collected must be used to defray the cost of services provided.

With the advice of the Commissioner of Transportation and the Chief of the State Police, the Secretary of State shall establish rules for the operation for the operation of pilot vehicles.

10. Taxes paid. A permit for a mobile home may not be granted unless the applicant provides reasonable assurance that all property taxes, sewage disposal charges and drain and sewer assessments applicable to the mobile home, including those for the current tax year, have been paid or that the mobile home is exempt from those taxes.

1993, c. 683, § S-2, eff. January 1, 1995.

### Historical and Statutory Notes

#### Derivation:

R.S. 1954, c. 22 § 98  
Laws 1955, c. 389  
Laws 1967, c. 3.  
Laws 1971, c. 593, § 22.  
Laws 1973, c. 213.  
Laws 1975, c. 130, §  
Laws 1975, c. 319, § 2

Laws 1977, c. 73, § 5.  
Laws 1981, c. 413.  
Laws 1985, c. 225, § 1  
Laws 1987, c. 52.  
Laws 1987, 781, § 3.  
Laws 1989, c. 866, § B-13.  
Laws 1991, c. 388, § 8.  
Laws 1993, c. 683, § A-1.  
Former 29 M.R.S.A. § 2382.

#### Cross Reference

Collection by Secretary of State, See 29-A  
M.R.S.A. § 154.

**SPECIAL PROVISION**  
(Consolidated Special Provisions)

**SPECIAL PROVISION SECTION 101**  
**CONTRACT INTERPRETATION**

**101.2 Definitions - Closeout Documentation**

Replace the sentence “A letter stating the amount..... DBE goals.” with “DBE Goal Attainment Verification Form”

**SPECIAL PROVISION SECTION 102**  
**DELIVERY OF BIDS**  
(Location and Time)

**102.7.1 Location and Time** Add the following sentence “As a minimum, the Bidder will submit a Bid Package consisting of the Notice to Contractors, the completed Acknowledgement of Bid Amendments & Submission of Bid Bond Validation Number form, the completed Schedule of Items, 2 copies of the completed Agreement, Offer, & Award form, a Bid Bond or Bid Guarantee, and any other Certifications or Bid Requirements listed in the Bid Book.”

**SPECIAL PROVISION SECTION 103**  
**AWARD AND CONTRACTING**

**103.3.1 Notice and Information Gathering**

Change the first paragraph to read as follows: “After Bid Opening and as a condition for Award of a Contract, the Department may require an Apparent Successful Bidder to demonstrate to the Department’s satisfaction that the Bidder is responsible and qualified to perform the Work.”

**SPECIAL PROVISION SECTION 105**  
**GENERAL SCOPE OF WORK**

**105.6.2 Contractor Provided Services**

Change the first paragraph by the addition of the following as the second sentence: “The Contractor is also responsible for providing construction centerline, or close reference points, for all Utility Facilities relocations and adjustments as necessary to complete the Work.”

## SPECIAL PROVISION SECTION 106 QUALITY

106.6 Acceptance Add the following to paragraph 1 of A: “This includes Sections 401 - Hot Mix Asphalt, 402 - Pavement Smoothness, and 502 - Structural Concrete - Method A - Air Content.”

Add the following to the beginning of paragraph 3 of A: “For pay factors based on Quality Level Analysis, and”

## SPECIAL PROVISION SECTION 107 TIME

107.3.1 General Add the following: “If a Holiday occurs on a Sunday, the following Monday shall be considered a Holiday. Sunday or Holiday work must be approved by the Department, except that the Contractor may work on Martin Luther King Day, President’s Day, Patriot’s Day, the Friday after Thanksgiving, and Columbus Day without the Department’s approval.”

## SPECIAL PROVISION SECTION 108 PAYMENT

108.4 Payment for Materials Obtained and Stored First paragraph, second sentence, delete the words “...Delivered on or near the Work site at acceptable storage places.”

## SPECIAL PROVISION SECTION 109 CHANGES

109.1.1 Changes Permitted Add the following to the end of the paragraph: “There will be no adjustment to Contract Time due to an increase or decrease in quantities, compared to those estimated, except as addressed through Contract Modification(s).”

109.1.2 Substantial Changes to Major Items Add the following to the end of the paragraph: “Contract Time adjustments may be made for substantial changes to Major Items when the change affects the Critical Path, as determined by the Department”

109.4.4 Investigation / Adjustment In the third sentence, delete the words “subsections (A) - (E)”

109.7.2 Basis of Payment Replace with the following: “Equitable Adjustments will be established by mutual Agreement for compensable items listed in Section 109.7.3-Compensable Items, based upon Unit or Lump Sum Prices. If Agreement cannot be reached, the Contractor shall accept payment on a Force Account basis as provided in Section 109.7.5 - Force Account Work, as full and complete compensation for all Work relating to the Equitable Adjustment.”

109.7.3 Compensable Items Replace with the following: “The Contractor is entitled to compensation for the following items, with respect to agreed upon Unit or Lump Sum Prices:

1. Labor expenses for non-salaried Workers and salaried foremen.
2. Costs for Materials.
3. A markup on the totals of Items 1 and 2 of this subsection 109.7.3 for home office overhead and profit of the Contractor, its Subcontractors and suppliers, and any lower tier Subcontractors or suppliers, with no mark-ups on mark-ups.
4. Cost for Equipment, based on Blue Book Rates or leased rates, as set forth in Section 109.7.5(C), or the Contractor’s Actual Costs.
5. Costs for extended job-site overhead.
6. Time.
7. Subcontractor quoted Work, as set forth below in Section 109.7.5 (F).”

#### 109.7.5 Force Account Work

##### C. Equipment

Paragraph 2, delete sentence 1 which starts; “Equipment leased...”

Paragraph 6, change sentence 2 from “The Contractor may furnish...” to read “If requested by the Department, the Contractor will produce cost data to assist the Department in the establishment of such rental rate, including all records that are relevant to the Actual Costs including rental Receipts, acquisition costs, financing documents, lease Agreements, and maintenance and operational cost records.”

Add the following paragraph; “Equipment leased by the Contractor for Force Account Work and actually used on the Project will be paid for at the actual invoice amount plus 10% markup for administrative costs.”

Add the following section;

‘F. Subcontractor Quoted Work When accomplishing Force Account Work that utilizes Subcontractor quoted Work, the Contractor will be allowed a maximum markup of 5% for profit and overhead.”

### SPECIAL PROVISION SECTION 401 HOT MIX ASPHALT PAVEMENT

401.18 Quality Control Method A & B Make the following change to paragraph a. QCP Administrator; in the final sentence, change “...certified as a Plant Technician or Paving Inspector...” to “...certified as a Quality Assurance Technologist...”

401.201 Method A Under a. Lot Size, add the following; ‘Each lot will be divided into a minimum of four sublots for mix properties and five sublots for percent TMD.’”

### SPECIAL PROVISION SECTION 402 PAVEMENT SMOOTHNESS

Add the following: “Projects to have their pavement smoothness analyzed in accordance with this Specification will be so noted in Special Provision 403 - Bituminous Box.”

“402.02 Lot Size Lot size for smoothness will be 1000 lane-meters [3000 lane-feet]. A subplot will consist of 20 lane-meters [50 lane-feet]. Partial lots will be included in the previous lot if less than one-half the size of a normal lot. If greater than one-half the normal lot size, it will be tested as a separate lot.”

### SPECIAL PROVISION SECTION 502 STRUCTURAL CONCRETE

502.0502 Quality Assurance Method A - Rejection by Resident Change the first sentence to read: “For an individual subplot with test results failing to meet the criteria in Table #1, or if the calculated pay factor for Air Content is less than 0.80.....”

502.0503 Quality Assurance Method B - Rejection by Resident Change the first sentence to read: “For material represented by a verification test with test results failing to meet the criteria in Table #1, the Department will.....”

502.0505 Resolution of Disputed Acceptance Test Results Combine the second and third sentence to read: “Circumstances may arise, however, where the Department may .....”

**SPECIAL PROVISION SECTION 504**  
**REINFORCING STEEL**

504.18 Plates for Fabricated Members Change the second paragraph, first sentence from: "...ASTM A 898/A 898 M..." to "...ASTM A 898/A 898 M or ASTM A 435/A 435 M as applicable and..."

**SPECIAL PROVISION SECTION 535**  
**PRECAST, PRESTRESSED CONCRETE SUPERSTRUCTURE**

535.02 Materials Change "Steel Strand for Concrete Reinforcement" to "Steel Strand." Add the following to the beginning of the third paragraph; "Concrete shall be Class P conforming to the requirements in this section. 28 day compressive strength shall be as stated on the plans. Coarse aggregate...."

535.26 Lateral Post-Tensioning Replace the first paragraph; "A final tension..." with "Overstressing strands for setting losses cannot be accomplished for chuck to chuck lengths of 7.6 m [25 ft] and less. In such instances, refer to the Plans for all materials and methods. Otherwise, post-tensioning shall be in accordance with PCI standards and shall provide the anchorage force noted in the Plans. The applied jacking force shall be no less than 100% of the design jacking force."

**SPECIAL PROVISION SECTION 604**  
**MANHOLES, INLETS, AND CATCH BASINS**

604.02 Materials Add the following:

"Tops and Traps	712.07
Corrugated Metal Units	712.08
Catch Basin and Manhole Steps	712.09"

**SPECIAL PROVISION SECTION 615**  
**LOAM**

615.02 Materials Make the following change:

Organic Content

Percent by Volume

Humus

"5% - 10%", as determined by Ignition Test

## SPECIAL PROVISION SECTION 618 SEEDING

618.01 Description Change the first sentence to read as follows: “This work shall consist of furnishing and applying seed .....” Also remove “,and cellulose fiber mulch” from 618.01(a).

618.03 Rates of Application In 618.03(a), remove the last sentence and replace with the following: “These rates shall apply to Seeding Method 2, 3, and Crown Vetch.”

In 618.03(c) “1.8 kg [4 lb]/unit.” to “1.95 kg [4 lb]/unit.”

618.09 Construction Method In 618.09(a) 1, sentence two, replace “100 mm [4 in]” with “25 mm [1 in] (Method 1 areas) and 50 mm [2 in] (Method 2 areas)”

618.15 Temporary Seeding Change the Pay Unit from Unit to Kg [lb].

## SPECIAL PROVISION SECTION 620 GEOTEXTILES

620.03 Placement Section (c)

Title: Replace “Non-woven” in title with “Erosion Control”.

First Paragraph: Replace first word “Non-woven” with “Woven monofilament”.

Second Paragraph: Replace second word “Non-woven” with “Erosion Control”.

620.07 Shipment, Storage, Protection and Repair of Fabric Section (a)

Replace the third sentence with the following: “Damaged geotextiles, as identified by the Resident, shall be repaired immediately.”

620.09 Basis of Payment

Pay Item 620.58: Replace “Non-woven” with “Erosion Control”

Pay Item 620.59: Replace “Non-woven” with “Erosion Control”

## SPECIAL PROVISION SECTION 626 HIGHWAY SIGNING

626.034 Concrete Foundations Add to the following to the end of the second paragraph: “Pre-cast and cast-in-place foundations shall be warranted against leaning and corrosion for two years after the project is completed. If the lean is greater than 2 degrees from normal or the foundation is spalling within the first two years, the Contractor shall replace the foundation at no extra cost.”

**SPECIAL PROVISION SECTION 637**  
**DUST CONTROL**

**637.06 Basis of Payment** Add the following after the second sentence of the third paragraph: “Failure by the Contractor to follow Standard Specification or Special Provision - Section 637 and/or the Contractor’s own Soil Erosion and Pollution Control Plan concerning Dust Control and/or the Contractor’s own Traffic Control Plan concerning Dust Control and/or visible evidence of excessive dust problems, as determined by the Resident, will result in a reduction in payment, computed by reducing the Lump Sum Total by 5% per occurrence per day. The Department’s Resident or any other representative of the Department reserves the right to suspend the work at any time and request a meeting to discuss violations and remedies. The Department shall not be held responsible for any delay in the work due to any suspension under this item. Additional penalties may also be assessed in accordance with Special Provision 652 - Work Zone Traffic Control and Standard Specification 656 - Temporary Soil Erosion and Water Pollution Control.”

**SPECIAL PROVISION SECTION 652**  
**MAINTENANCE OF TRAFFIC**

**652.8.2 Other Items** Replace the last paragraph with the following: “There will be no payment made under any 652 pay items after the expiration of the adjusted total contract time.”

**SPECIAL PROVISION SECTION 656**  
**TEMPORARY SOIL EROSION AND WATER POLLUTION CONTROL**

**656.5.1 If Pay Item 656.75 Provided** Replace the second paragraph with the following: “Failure by the Contractor to follow Standard Specification or Special Provision - Section 656 and/or the Contractor’s own Soil Erosion and Pollution Control Plan will result in a reduction in payment, computed by reducing the Lump Sum Total by 5% per occurrence per day. The Department’s Resident or any other representative of the Department reserves the right to suspend the work at any time and request a meeting to discuss violations and remedies. The Department shall not be held responsible for any delay in the work due to any suspension under this item.”

**SPECIAL PROVISION SECTION 703**  
**AGGREGATES**

**703.22 Underdrain Backfill Material** Change the first paragraph from “...for Underdrain Type B...” to “...for Underdrain Type B and C...”

**SPECIAL PROVISION SECTION 709**  
**REINFORCING STEEL AND WELDED STEEL WIRE FABRIC**

709.03 Steel Strand Change the second paragraph from "...shall be 12mm [½ inch] AASHTO M203M/M203 (ASTM A416/A416M)..." to "...shall be 15.24 mm [0.600 inch] diameter AASHTO M203 (ASTM A416)..."

**SPECIAL PROVISION SECTION 712**  
**MISCELLANEOUS HIGHWAY MATERIALS**

Add the following:

"712.07 Tops, and Traps These metal units shall conform to the plan dimensions and to the following specification requirements for the designated materials.

Gray iron castings shall conform to the requirements of AASHTO M105, Class 30, unless otherwise designated.

Carbon steel castings shall conform to the requirements of AASHTO M103/M103M. Grade shall be 450-240 [65-35] unless otherwise designated.

Structural steel shall conform to the requirements of AASHTO M183/M183M or ASTM A283/A283M, Grade B or better. Galvanizing, where specified for these units, shall conform to the requirements of AASHTO M111.

712.08 Corrugated Metal Units The units shall conform to plan dimensions and the metal to AASHTO M36/M36M. Bituminous coating, when specified, shall conform to AASHTO M190 Type A.

712.09 Catch Basin and Manhole Steps Steps for catch basins and for manholes shall conform to ASTM C478M [ASTM C478], Section 13 for either of the following material:

- (a) Aluminum steps- ASTM B221M, [ASTM B211] Alloy 6061-T6 or 6005-T5.
- (b) Reinforced plastic steps Steel reinforcing bar with injection molded plastic coating copolymer polypropylene. Polypropylene shall conform to ASTM D 4101.

712.23 Flashing Lights Flashing Lights shall be power operated or battery operated as specified.

- (a) Power operated flashing lights shall consist of housing, adapters, lamps, sockets, reflectors, lens, hoods and other necessary equipment designed to give clearly visible

signal indications within an angle of at least 45 degrees and from 3 to 90 m [10 to 300 ft] under all light and atmospheric conditions.

Two circuit flasher controllers with a two-circuit filter capable of providing alternate flashing operations at the rate of not less than 50 nor more than 60 flashes per minute shall be provided.

The lamps shall be 650 lumens, 120 volt traffic signal lamps with sockets constructed to properly focus and hold the lamp firmly in position.

The housing shall have a rotatable sun visor not less than 175 mm [7 in] in length designed to shield the lens.

Reflectors shall be of such design that light from a properly focused lamp will reflect the light rays parallel. Reflectors shall have a maximum diameter at the point of contact with the lens of approximately 200 mm [8 in].

The lens shall consist of a round one-piece convex amber material which, when mounted, shall have a visible diameter of approximately 200 mm [8 in]. They shall distribute light and not diffuse it. The distribution of the light shall be asymmetrical in a downward direction. The light distribution of the lens shall not be uniform, but shall consist of a small high intensity portion with narrow distribution for long distance throw and a larger low intensity portion with wide distribution for short distance throw. Lenses shall be marked to indicate the top and bottom of the lens.

(b) Battery operated flashing lights shall be self-illuminated by an electric lamp behind the lens. These lights shall also be externally illuminated by reflex-reflective elements built into the lens to enable it to be seen by reflex-reflection of the light from the headlights of oncoming traffic. The batteries must be entirely enclosed in a case. A locking device must secure the case. The light shall have a flash rate of not less than 50 nor more than 60 flashes per minute from minus 30 °C [minus 20 °F] to plus 65 °C [plus 150 °F]. The light shall have an on time of not less than 10 percent of the flash cycle. The light beam projected upon a surface perpendicular to the axis of the light beam shall produce a lighted rectangular projection whose minimum horizontal dimension shall be 5 degrees each side of the horizontal axis. The effective intensity shall not have an initial value greater than 15.0 candelas or drop below 4.0 candelas during the first 336 hours of continuous flashing. The illuminated lens shall appear to be uniformly bright over its entire illuminated surface when viewed from any point within an angle of 9 degrees each side of the vertical axis and 5 degrees each side of the horizontal axis. The lens shall not be less than 175 mm [7 in] in diameter including a reflex-reflector ring of 13 mm [½ in] minimum width around the periphery. The lens shall be yellow in color and have a minimum relative luminous transmittance of 0.440 with a luminance of 2854° Kelvin. The lens shall be one-piece construction. The lens material shall be plastic and meet the luminous transmission requirements of this specification. The case containing the batteries and

circuitry shall be constructed of a material capable of withstanding abuse equal to or greater than 1.21 mm thick steel [No. 18 U.S. Standard Gage Steel]. The housing and the lens frame, if of metal shall be properly cleaned, degreased and pretreated to promote adhesion. It shall be given one or more coats of enamel which, when dry shall completely obscure the metal. The enamel coating shall be of such quality that when the coated case is struck a light blow with a sharp tool, the paint will not chip or crack and if scratched with a knife will not powder. The case shall be so constructed and closed as to exclude moisture that would affect the proper operation of light. The case shall have a weep hole to allow the escape of moisture from condensation. Photoelectric controls, if provided, shall keep the light operating whenever the ambient light falls below 215 lx [20 foot candles]. Each light shall be plainly marked as to the manufacturer's name and model number.

If required by the Resident, certification as to conformance to these specifications shall be furnished based on results of tests made by an independent testing laboratory. All lights are subject to random inspection and testing. All necessary random samples shall be provided to the Resident upon request without cost to the Department. All such samples shall be returned to the Contractor upon completion of the tests.

712.32 Copper Tubing Copper tubing and fittings shall conform to the requirements of ASTM B88M Type A [ASTM B88, Type K] or better.

712.33 Non-metallic Pipe, Flexible Non-metallic pipe and pipe fittings shall be acceptable flexible pipe manufactured from virgin polyethylene polymer suitable for transmitting liquids intended for human or animal consumption.

712.34 Non-metallic Pipe, Rigid Non-metallic pipe shall be Schedule 40 polyvinylchloride (PVC) that meets the requirement of ASTM D1785. Fittings shall be of the same material.

712.341 Metallic Pipe Metallic pipe shall be ANSI, Standard B36.10, Schedule 40 steel pipe conforming to the requirements of ASTM A53 Types E or S, Grade B. End plates shall be steel conforming to ASTM A36/A36M.

Both the sleeve and end plates shall be hot dip galvanized. Pipe sleeve splices shall be welded splices with full penetration weld before galvanizing.

712.35 Epoxy Resin Epoxy resin for grouting or sealing shall consist of a mineral filled thixotropic, flexible epoxy resin having a pot life of approximately one hour at 10°C [50°F]. The grout shall be an approved product suitable for cementing steel dowels into the preformed holes of curb inlets and adjacent curbing. The sealant shall be an approved product, light gray in color and suitable for coating the surface.

712.36 Bituminous Curb The asphalt cement for bituminous curb shall be of the grade required for the wearing course, or shall be Viscosity Grade AC-20 meeting the current requirements of Subsection 702.01 Asphalt Cement. The aggregate shall conform to the requirements of Subsection 703.07. The coarse aggregate portion retained on the 2.36 mm [No. 8] sieve may be either crushed rock or crushed gravel.

The mineral constituents of the bituminous mixture shall be sized and graded and combined in a composite blend that will produce a stable durable curbing with an acceptable texture.

Bituminous material for curb shall meet the requirements of Section 403 - Hot Bituminous Pavement.

712.37 Precast Concrete Slab Portland cement concrete for precast slabs shall meet the requirements of Section 502 - Structural Concrete, Class A.

The slabs shall be precast to the dimension shown on the plans and cross section and in accordance with the Standard Detail plans for Concrete Sidewalk Slab. The surface shall be finished with a float finish in accordance with Subsection 502.14(c). Lift devices of sufficient strength to hold the slab while suspended from cables shall be cast into the top or back of the slab.

712.38 Stone Slab Stone slabs shall be of granite from an acceptable source, hard, durable, predominantly gray in color, free from seams which impair the structural integrity and be of smooth splitting character. Natural color variations characteristic of the deposit will be permitted. Exposed surfaces shall be free from drill holes or indications of drill holes. The granite slabs in any one section of backslope must be all the same finish.

The granite slabs shall be scabble dressed or sawed to an approximately true plane having no projections or depressions over 13 mm [½ in] under a 600 mm [2 ft] straightedge or over 25 mm [1 in] under a 1200 mm [4 ft] straightedge. The arris at the intersection of the top surface and exposed front face shall be pitched so that the arris line is uniform throughout the length of the installed slabs. The sides shall be square to the exposed face unless the slabs are to be set on a radius or other special condition which requires that the joints be cut to fit, but in any case shall be so finished that when the stones are placed side by side no space more than 20 mm [¾ in] shall show in the joint for the full exposed height.

Liftpin holes in all sides will be allowed except on the exposed face.

### SPECIAL PROVISION SECTION 717 ROADSIDE IMPROVEMENT MATERIAL

717.05 Mulch Binder. Change the third sentence to read as follows:

“Paper fiber mulch may be used as a binder at the rate of 2.3 kg/unit [5 lb/unit].”

Town: **Dixmont – Newburgh, Rt. 202/9**

Projects: **STP-1139(900)X, 11399.00**

Date: **November 12, 2003**

## **SPECIAL PROVISIONS**

### **SECTION 104**

#### **Utilities**

#### **MEETING**

A Pre-construction Utility Conference, as defined in Subsection 104.4.6 of the Standard Specifications **is not** required.

#### **GENERAL INFORMATION**

These Special Provisions outline the arrangements that have been made by the Department for utility and/or railroad work to be undertaken in conjunction with this project. The following list identifies all known utilities or railroads having facilities presently located within the limits of this project or intending to install facilities during project construction.

#### **Overview:**

<b>Utility/Railroad</b>	<b>Aerial</b>	<b>Underground</b>
Bangor Hydro-Electric Company	X	
Central Maine Power Company	X	
Unitel	X	X
Oxford Telephone Company	X	

Temporary utility adjustments are **not** anticipated. If temporary relocation becomes necessary, sufficient time will need to be allowed prior to the construction for all required temporary relocation.

All utility crossings over highways will provide not less than 18 feet vertical clearance over existing ground in cut or over finished grade in fill, during construction of this project.

All above ground utility locations (hydrants, poles, guys, etc.) will be reviewed for compliance with the Department's Above Ground Pole Policy following the completion of the paving operation. Any above ground utility locations not meeting the Department's Above Ground Pole Policy will require relocation to the proper offset.

#### **AERIAL**

Central Maine Power Company is an owner of a pole line on the west third of the project and Bangor Hydro-Electric Company is an owner of a pole line on the east two thirds of the project. Unitel is the owner of an independent pole line in different areas of the project. Unitel has short term plans to consolidate some areas of dual pole lines summer of 2004, and long term plans to consolidate dual pole lines whenever a rebuild or upgrade takes place.

No Aerial Utility adjustments are anticipated as part of this project.

Town: **Dixmont – Newburgh, Rt. 202/9**

Projects: **STP-1139(900)X, 11399.00**

Date: **November 12, 2003**

### **SUBSURFACE**

**Unitel** has a buried cable the full length of the project. **Unitel** has a Dial Office and exchange building with a road crossing at Sta. 333+00, extra care shall be taken in this area. Contractor shall notify **Unitel** at least three (3) days prior to any excavating operations to allow the utility to determine the cable locations in that area. The contact for **Unitel** is Harold Shaw 948-3900. Any damage to the buried cable caused by the Contractor during construction shall be repaired at the contractor's expense.

### **UTILITY SIGNING**

Any utility working within the construction limits of this project shall ensure that the traveling public is adequately protected at all times. All work areas shall be signed, lighted, and traffic flaggers employed as determined by field conditions. All traffic controls shall be in accordance with the latest edition of the Manual on Uniform Traffic Control Devices for Streets and Highways, as issued by the Federal Highway Administration.

### **SAFE PRACTICES AROUND UTILITY FACILITIES**

The Contractor shall be responsible for complying with M.R.S.A. Title 35-A, Chapter 7-A Sections 751 - 761 Overhead High-Voltage Line Safety Act. Prior to commencing any work that may come within ten (10) feet of any aerial electrical line; the Contractor shall notify the aerial utilities as per Section 757 of the above act.

### **DIG SAFE**

The Contractor shall be responsible for determining the presence of underground utility facilities prior to commencing any excavation work and shall notify utilities of proposed excavation in accordance with M.R.S.A. Title 23 §3360-A, Maine "Dig Safe" System.

### **MAINTAINING UTILITY LOCATION MARKINGS**

The Contractor will be responsible for maintaining the buried utility location markings following the initial locating by the appropriate utility or their designated representative.

### **THE CONTRACTOR SHALL PLAN AND CONDUCT HIS WORK ACCORDINGLY.**

The following utilities are known to be located on this project:

<b>Bangor Hydro-Electric Company</b>	Bruce Smith	973-2507
<b>Central Maine Power Company</b>	Dennis Chadbourne	828-2860
<b>Unitel Inc.</b>	Harold Shaw	948-3900
<b>Oxford Telephone Company</b>	Robert Antognoni	336-9912 (ext. 102)

Town: **Hampden**  
Projects: **STP-A140(000)X, PIN 11400.00**  
**NH-1140(700)E, PIN 11407.00**  
Date: **November 12, 2003**

**SPECIAL PROVISIONS**  
**SECTION 104**  
**Utilities**

**MEETING**

A Pre-construction Utility Conference, as defined in Subsection 104.4.6 of the Standard Specifications **is not** required.

**GENERAL INFORMATION**

These Special Provisions outline the arrangements that have been made by the Department for utility and/or railroad work to be undertaken in conjunction with this project. The following list identifies all known utilities or railroads having facilities presently located within the limits of this project or intending to install facilities during project construction

**Overview:**

<b>Utility/Railroad</b>	<b>Aerial</b>	<b>Underground</b>	<b>Railroad</b>
Bangor Hydro-Electric Company	X		
Adelphia Communications Corp.	X		
Verizon	X	X	
Lincolntonville Communications	X		
Hampden Water District		X	
Oxford Telephone Company		X	
Hampden Public Works		X	
Montreal, Maine and Atlantic Railway			X

Temporary utility adjustments are **not** anticipated. If temporary relocation becomes necessary, sufficient time will need to be allowed prior to the construction for all required temporary relocation.

All utility crossings over highways will provide not less than 18 feet vertical clearance over existing ground in cut or over finished grade in fill, during construction of this project.

Any times and dates mentioned are estimates only and are dependent upon favorable weather, working conditions, and freedom from emergencies. The Contractor shall have no claim against the Department if they are exceeded.

Manholes, valve boxes, service connections, and similar incidental utility plant are to be adjusted by the appropriate utility in cooperation with work being done by the Contractor.

All above ground utility locations (hydrants, poles, guys, etc.) will be reviewed for compliance with the Department's Above Ground Pole Policy following the completion of the paving

Town: **Hampden**  
Projects: **STP-A140(000)X, PIN 11400.00**  
**NH-1140(700)E, PIN 11407.00**  
Date: **November 12, 2003**

operation. Any above ground utility locations not meeting the Department's Above Ground Pole Policy will require relocation to the proper offset.

### **AERIAL**

No Aerial Utility adjustments are anticipated as part of this project

### **SUBSURFACE**

**Oxford Telephone Company** has a buried cable on Rt. 202. Contractor shall notify **Oxford Telephone Company** at least three (3) days prior to any excavating operations to allow the utility to determine the cable locations in that area. The contact for **Oxford Telephone Company** is Robert Antognoni 336-9912 (ext. 102). Any damage to the buried cable caused by the Contractor during construction shall be repaired at the contractor's expense.

### **RAILROAD**

Montreal, Maine & Atlantic Railway Company has a railroad overpass at Sta. 149+50. The contractor shall give the railroad one weeks notice before commencing any work around the overpass. The contact for the Montreal, Maine & Atlantic Railway Company is Tom Tardiff 848-4246.

### **UTILITY SIGNING**

Any utility working within the construction limits of this project shall ensure that the traveling public is adequately protected at all times. All work areas shall be signed, lighted, and traffic flaggers employed as determined by field conditions. All traffic controls shall be in accordance with the latest edition of the Manual on Uniform Traffic Control Devices for Streets and Highways, as issued by the Federal Highway Administration.

### **SAFE PRACTICES AROUND UTILITY FACILITIES**

The Contractor shall be responsible for complying with M.R.S.A. Title 35-A, Chapter 7-A Sections 751 - 761 Overhead High-Voltage Line Safety Act. Prior to commencing any work that may come within ten (10) feet of any aerial electrical line; the Contractor shall notify the aerial utilities as per Section 757 of the above act.

### **DIG SAFE**

The Contractor shall be responsible for determining the presence of underground utility facilities prior to commencing any excavation work and shall notify utilities of proposed excavation in accordance with M.R.S.A. Title 23 §3360-A, Maine "Dig Safe" System.

### **MAINTAINING UTILITY LOCATION MARKINGS**

The Contractor will be responsible for maintaining the buried utility location markings following the initial locating by the appropriate utility or their designated representative.

**THE CONTRACTOR SHALL PLAN AND CONDUCT HIS WORK ACCORDINGLY.**

Town: **Hampden**  
Projects: **STP-A140(000)X, PIN 11400.00**  
**NH-1140(700)E, PIN 11407.00**  
Date: **November 12, 2003**

The following utilities are known to be located on this project:

<b>Bangor Hydro-Electric Company</b>	Bruce Smith	973-2507
<b>Verizon</b>	Bill Francini	990-5227
	Frank Connolly (Location)	990-5263
<b>Adelphia Communications Corp.</b>	Steve Bossie	1-877-500-1055 (ext.2421)
	Peter Hamlin (Location)	1-877-500-1055 (ext. 2412)
<b>Lincolnvile Communications</b>	Nuel Crawford	563-9911
<b>Oxford Telephone Company</b>	Robert Antognoni	336-9912 (ext. 102)
<b>Hampden Water District</b>	Cameron Torrey	862-3490
<b>Hampden Public Works</b>	Greg Nash	862-3337
<b>Montreal, Maine and Atlantic Railway</b>	Tom Tardiff	848-4246

Town: Newburgh/Dixmont  
PIN #: 11399.00  
Date: 3/8/2004

SPECIAL PROVISION  
SECTION 105  
General Scope of Work  
(Environmental Requirements)

Instream Work shall not be allowed between the dates of 10/1 and 7/14.  
(Instream work is allowed from 7/15 to 9/30.)

Stream Name(s) with Station #s:

48+56  
50+56  
66+84  
43+22  
159+23  
171+44  
413+44  
548+07  
509+34  
404+45  
357+15  
203+70  
194+68  
466+20  
98+00  
358+66

Special Conditions: Instream work shall be conducted during low flows. Use BMP's

Instream work consists of any activity conducted below the normal high water mark.

During the instream work window restriction, all activities are prohibited (including placement and removal of cofferdams) below the normal high water mark and during high flow conditions, except for the following:

- Work within a sealed and dewatered cofferdam. Maintenance pumping within a sealed cofferdam is also allowed.

No construction activity, whether temporary or permanent, is allowed that completely blocks a river, stream, or brook without providing downstream flow.

The contractor shall abide by all permits and conditions.

SPECIAL PROVISION  
SECTION 107  
SCHEDULING OF WORK

Replace Section 107.4.2 with the following:

"107.4.2 Schedule of Work Required Within 21 Days of Contract Execution and before beginning any on-site activities, the Contractor shall provide the Department with its Schedule of Work. The Contractor shall plan the Work, including the activity of Subcontractors, vendors, and suppliers, such that all Work will be performed in Substantial Conformity with its Schedule of Work. The Schedule must include sufficient time for the Department to perform its functions as indicated in this Contract, including QA inspection and testing, approval of the Contractor's TCP, SEWPCP and QCP, and review of Working Drawings.

At a minimum, the Schedule of Work shall include a bar chart which shows the major Work activities, milestones, durations, and a timeline. Milestones to be included in the schedule include: (A) start of Work, (B) beginning and ending of planned Work suspensions, (C) Completion of Physical Work, and (D) Completion. If the Contractor Plans to Complete the Work before the specified Completion date, the Schedule shall so indicate.

Any restrictions that affect the Schedule of Work such as paving restrictions or In-Stream Work windows must be charted with the related activities to demonstrate that the Schedule of Work complies with the Contract.

The Department will review the Schedule of Work and provide comments to the Contractor within 20 days of receipt of the schedule. The Contractor will make the requested changes to the schedule and issue the finalized version to the Department."

**STP-1139(900)X  
STP-A140(000)X  
NH-1140(700)E  
HAMPDEN, DIXMONT-NEWBURG**

**SPECIAL PROVISION  
SECTION 107  
TIME  
(Contract Time)**

1. The contractor will be allowed to commence work at any time as long as the Soil Erosion and Water Pollution Plan, Traffic Control Plan and all other applicable plans have been submitted and approved. The Office trailer must be in-place and approved.
2. Completion date is **September 18, 2004**.
3. For every weekday not worked after operations begin, the contractor will be charged liquidated damages per calendar day (excluding inclement weather days) at the rate stated in 107.7.2

SPECIAL PROVISION  
SECTION 108

RECYCLED ASPHALT PAVEMENT WITH BITUMINOUS ADDITIVE  
PERFORMANCE GRADED BINDER PRICE ADJUSTMENT

Price adjustments will be based on the variance in costs for the performance graded binder component of recycled asphalt pavement with bituminous additive. They will be determined as follows:

Performance Graded Asphalt Binder The quantity of asphalt cement will be determined by taking the quantity of recycled asphalt pavement with bituminous additive (**140,300 yd<sup>2</sup>**) and multiplying by (**0.0032 ton/ yd<sup>2</sup>**) times the difference in price in excess of 5 percent between the base price and the period price of asphalt cement. Adjustments will be made upward or downward, as prices increase or decrease.

Recycled Asphalt Pavement with Bituminous Additive The quantity of recycled asphalt pavement with bituminous additive will be determined from field measurements and shown on the progress estimate for each pay period.

Base Price The base price of performance graded binder to be used is the price per standard ton current with the bid opening date. This price is determined by using the average N.E. Barge Price, FOB, as listed in the Asphalt Weekly Monitor.

Period Price The period price of performance graded binder will be determined by the Department by using the average N.E. Barge Price, FOB, listed in the Asphalt Weekly Monitor current with the pay period ending date of the progress estimate.

**SPECIAL PROVISION**  
**SECTION 310**  
**Cold in-Place Recycled Asphalt Pavement**  
**( Traveling Pugmill)**

310.01 Description The Contractor shall construct a Cold In-place Recycled Pavement base course in accordance with the Contract documents and in reasonably close conformity with the lines, grades, thicknesses, and typical cross sections shown on the plans or as established by the Resident. This work will consist of milling 75 to 125 mm [3 to 5 in] of existing bituminous pavement, pulverizing and sizing the millings, the addition of emulsified asphalt and Portland Cement or hydrated lime to the proportions specified, the mixing and placement of the mixture full width as required in the contract, (including shoulders) and compacting the mixture as one continuous operation to the lines, grades and dimensions specified.

**MIX DESIGN**

310.02 Composition of Mixture The Contractor shall provide the Resident with a proposed mix design a minimum of two weeks prior to commencing work. The proposed mixed design shall include the emulsified asphalt binder application percentage, type and supplier, the percentage of Portland Cement or hydrated lime to be added, and the percentage of any supplemental aggregates to be added.

- a. The aim for air voids in the final product is 8 to 11%.
- b. The Contractor may add water as needed to the sized material to facilitate uniform mixing and compaction.
- c. Included in the mix design will be the product information from the supplier of the asphalt emulsion binder and any product information regarding the portland cement or hydrated lime.
- d. The Contractor will be responsible for deciding and conducting investigative work to determine the properties of the existing in place bituminous mixes which the Contract documents do not describe. Any cores or laboratory testing the contractor performs to establish the recycled mix design will be incidental to the Cold in Place Recycle pay item and not paid for separately. A copy of all test results on the pavement samples shall be included with the mix design.

The addition of hydrated lime, or Portland Cement at 0.50% to 1.0% by weight is required and is to be included in the mix design criteria.

**MATERIALS**

310.030 Pulverized Material Recycled bituminous pavement, after milling and sizing, will meet the following gradation requirements:

<u>Sieve Size</u>	<u>% Passing Limits</u>
37.5 mm [1 ½ in]	100
25 mm [1 in]	95-100

310.031 Emulsified Asphalt The emulsified asphalt binder shall be a high float asphalt emulsion grade HFMS-2, or a cationic slow-set grade CSS-1H, that meets the requirements of Section 702.04.

310.032 Portland Cement The Portland Cement shall be Type 1 or 2 that meets the requirements of AASHTO M85.

310.033 Hydrated Lime The hydrated lime shall meet the requirements of AASHTO M216.

310.034 Added Aggregates New aggregate, if required by the contract or job mix, shall meet the requirements of Section 411.02 - Untreated Aggregate Surface Course.

310.035 Added Water Water shall be clean and free from deleterious concentrations of acids, alkalis, salts or other organic or chemical substances.

## EQUIPMENT

310.040 Equipment The existing bituminous pavement shall be recycled in a continuous operation using a recycling train consisting of the following major components. The recycling equipment and operations may be combined onto one unit:

310.041 Mainline Cold Milling Machine The unit shall be self-propelled with a down cutting drum, or an approved up-cutting drum, and be automated to continuously adjust and maintain treatment depth. The cutting drums shall be a minimum of 3 meter [10 ft] in width, with the ability to add 0.3 or 0.6 meter [1 or 2 ft] extensions to the drum or have hydraulically extendable milling heads with a 3.6 m [12 ft] width. Dust suppression systems are required. The unit should be capable of recycling the pavement for the entire lane width to the required dimensions in one pass.

310.042 Shoulder Cold Milling Machine If required, the shoulder unit shall have a minimum cutting drum of 2 meter [6.5 ft] in width or equal to the shoulder width to be recycled. This unit shall precede the larger mainline milling machine to remove existing pavement off any existing paved shoulders. The material will be placed via a lift conveyor onto the existing mainline roadway surface to be incorporated and processed by the mainline milling machine.

310.043 Screening and Sizing Unit This unit shall be capable of reducing and sizing the recycled asphalt pavement to the specified gradations prior to mixing with the asphalt emulsion, and cement or lime additives. Oversize particles shall not be included in the final mix. The manufacture of excessive waste through the screening process will be prohibited. If more than 5% of the recycled material is screened off as waste, the contractor will be required, at no additional compensation, to re-introduce the material ahead of the train to be reprocessed. This unit shall not be required if the specified RAP sizing can be achieved by other means such as breaker bars or high-speed downcutting heads.

310.044 Portable Mixing Unit The unit shall be capable of producing a uniform, thoroughly mixed, cold mix asphalt product.

The material feed system to the mixing unit shall be equipped with a computer controlled weigh bridge that will determine the mass of recycled material, by weight, being deposited into the mixing unit prior to the addition of the emulsified liquid asphalt. The scales shall be calibrated to the manufacturer's tolerance at the start of the contract and will be checked for conformance to Section 401.074.

This mixing unit shall be of a dual shaft pugmill design, equipped with a metering device which will continuously meter and maintain the amount of emulsified asphalt being added to the process to a tolerance of  $\pm 0.25\%$  of the total, by weight.

The emulsion control unit shall be equipped with a flow meter and a total delivery meter. A positive displacement pump capable of accurately metering the required quantity of emulsion down to a rate of 15.1 L/min [4gal/min] into the recycled material is required.

The pump shall be equipped with a positive interlock system that will shut off automatically when material is not present in the mixing chamber.

Each mixing machine shall be equipped with a meter capable of registering the rate of flow and total delivery of the emulsion introduced into the mixture.

The unit shall be designed to either deposit the mixed product onto the roadway in a sized windrow, or capable of depositing the product directly into a paver hopper.

310.045 Placing Equipment If a pick up conveyor is to be utilized to transfer the windrow into a paver hopper, the pick up conveyer machine shall be capable of removing the entire windrow down to the underlying material. The paver utilized to place the recycled product shall conform to Section 401.09.

310.046 Compaction Equipment Compaction equipment shall meet the requirements of Standard Specification 401, subsection 401.10 – Rollers, with the following additional requirements:

- a. Minimum compaction equipment shall consist of two 9 Mg [10 ton] double drum steel wheel vibratory rollers.
- b. At least one roller shall be a 18 Mg [20 ton] pneumatic tired roller. The minimum allowable tire pressure shall be 586 kPa [85 psi]. The Contractor shall furnish a suitable tire gauge for determining air pressure in the tires.

Additional equipment may be required in sufficient numbers and weight to obtain the required compaction.

## CONSTRUCTION REQUIREMENTS

310.05 Removal of Existing Pavement The existing pavement surface, including cracks, shall be visibly free from all foreign matter before recycling commences. The Contractor is responsible for removing any deleterious materials or crack sealants decided to be an interference with the cold recycle process. In areas where paved shoulders exist, the shoulders will be milled just ahead of the mainline milling and removed material incorporated into the recycle process.

When areas of the pavement surface are inaccessible because of the physical constraints of the equipment, the pavement shall be removed by other means and replaced by an approved source of hot mix asphalt.

310.06 Weather and Temperature Limitations The Cold In-Place Recycled process shall be performed when:

- a. CIP operations will be allowed between May 15<sup>th</sup> and September 15<sup>th</sup> inclusive in Zone 1 - Areas north of US Route 2 from Gilead to Bangor and north of Route 9 from Bangor to Calais. Foaming operations will be allowed between May 1<sup>st</sup> and September 30<sup>th</sup> inclusive in Zone 2 - Areas south of Zone 1 including the US Route 2 and Route 9 boundaries.
- b. The atmospheric temperature, as determined by an approved thermometer placed in the shade at the recycling location, is 10°C [50°F] and rising.
- c. When there is no standing water on the surface.
- d. During generally dry conditions, or when weather conditions are such that proper pulverizing, adding, mixing, and curing can be obtained using proper procedures, and when compaction can be accomplished as determined by the Resident.
- e. When the surface is not frozen and when overnight temperatures are expected to be above 0°C [32°F].

310.061 Curing No new hot mix asphalt pavement or additional layers of CIP shall be placed on the recycled asphalt pavement until a curing period of (4) four days has elapsed. The curing period starts once the CIP process has been completed in the roadway. When weather conditions are unfavorable, the curing period may be extended by the Resident.

310.07 Surface Tolerances The completed recycled pavement surface will be shaped, compacted, smoothed and true to required line and grade. Deviations in the finished surface shall not exceed 9 mm [ $\frac{3}{8}$  in] in any direction using a 3 meter [10 ft] minimum straight edge. Any repairs required to correct surface deviations are at the contractor's expense using Department approved material and methods.

The Contractor shall protect the completed surface from damage caused by construction vehicles and equipment. The recycled pavement surface shall be protected and closed to traffic until it is determined that surface damage no longer occurs when a test vehicle is passed over it. The contractor is responsible for determining when the completed surface is suitable for traffic loading without damage. Any repairs to correct damage will be at the contractor's expense.

Joints shall be constructed in accordance with Section 401.17.

310.08 General Procedure Mainline milling is to be accomplished full width, one pass, and the material will be conveyed into a sizing and crushing unit. Once sized, the material is conveyed to a mixing unit where the specified percentage of asphalt emulsion, Portland Cement, or lime is introduced for the coating and mixing process.

The thoroughly mixed recycled product will either be deposited, (a) in a windrow behind the mixing unit and picked up via a conveyor, or (b) directly conveyed into a paver hopper for laydown. The mix will be laid full width, including shoulders where paved shoulders existed, to the specified grade and slope.

Water shall be used as necessary to assist the compaction effort.

## TESTING REQUIREMENTS

310.09 Quality Control The Contractor shall operate in accordance with the approved Quality Control Plan (QCP) to assure a product meeting the contract requirements. The QCP shall meet the requirements of Section 106.6 - Acceptance and this Section. The Contractor shall not begin recycling operations until the Department approves the QCP in writing.

Prior to performing any recycling process, the Department and the Contractor shall hold a Pre-recycle conference to discuss the recycling schedule, type and amount of equipment to be used, sequence of operations, and traffic control. A copy of the QC random numbers to be used on the project shall be provided to the Resident. All field and plant supervisors including the responsible onsite recycling process supervisor shall attend this meeting.

The QCP shall address any items that affect the quality of the Recycling Process including, but not limited to, the following:

- a. JMF(s).
- b. Make and type of rollers including weight, weight per inch of steel wheels, and average contact pressure for pneumatic tired rollers.
- c. Make and type of equipment in recycling train.
- d. Testing Plan.
- e. Laydown operations including joint construction, yield monitoring, procedures for avoiding recycling and curing in inclement weather, methods to ensure that segregation is minimized, procedures for mix design modification.
- f. Methods for protection the finished product from damage and procedures for any necessary corrective action.
- g. Method of grade checks.
- h. Examples of Quality Control forms.
- i. Name, responsibilities, and qualifications of the Responsible onsite Recycling Supervisor experienced and knowledgeable with the process.
- j. Method for calibration/verification of density gauge.
- k. A note that all testing will be done in accordance with AASHTO and MDOT/ACM procedures.
- l. Description of the Cold In-place recycled verification procedure.

The Project Superintendent shall be named in the QCP, and the responsibilities for successful implementation of the QCP shall be outlined.

The Contractor shall sample, test, and evaluate the cold in-place recycling process in accordance with the following minimum frequencies:

MINIMUM QUALITY CONTROL FREQUENCIES

Test or Action	Frequency	Test Method
Density	1 per 300 m [1000 ft] / lane	ASTM D 2950
Air Temperature	4 per day at even intervals	
Surface Temperature	Beginning and end each day	
Yield of all materials (daily)	1 per 300 m [1000 ft] / lane	
New Aggregate Gradations	2 per day	AASHTO T 30

The Contractor shall submit all QC test reports and summaries in writing, signed by the appropriate technician, and present them to the Department's onsite representative by 1:00 P.M. on the next working day, except when otherwise noted in the QCP due to local restrictions. The Contractor shall make all test results, including randomly sampled densities, available to the Department onsite.

During the Cold in-place recycling procedure the Contractor shall take verification samples of the recycled material prior to adding the emulsion at a rate of one per 8000 lane meters [26000 lane ft], or a minimum of one per project.. The samples will mixed to the proportions specified in the job mix formula, and tested by the Contractor for conformance to the contract specifications.

The Contractor shall cease recycling operations whenever one of the following occurs:

- a. The computed yield differs from the approved Job Mix Formula by 10% or more.
- b. The Contractor fails to follow the approved QCP.
- c. The Contractor fails to achieve 98% density after corrective action has been taken.
- d. The Contractors verification samples show the air void content of the recycled product is outside the 8-11% range.

Recycling operations shall not resume until the Contactor and the Department agree on the corrective action to be taken.

310.10 Test strip The contractor shall assemble all items of equipment for the recycling operation on the first day of the recycling work. The Contractor shall construct a test strip for the project at a location approved by the Resident. The contractor shall have on site a pavement engineer expert in CIP work to control the test strip, advise on suitability of mixed material, bitumen dispersion within the mixed material, moisture control within the mixed material, compaction and surface finish. The test strip section is required to:

- a. Demonstrate that the equipment and processes can produce recycled layers to meet the requirements specified in these special provisions.
- b. Determine the effect on the grading of the recycled material by varying the forward speed of the recycling machine and the rotation rate of the milling drum.
- c. Determine the sequence and manner of rolling necessary to obtain a target TMD. The Contractor and the Department will calibrate their respective gauges at this time.

The test strip shall be at least 230 m [750 ft] in length of a full lane-width (or a half-roadway section width).

The Contractor shall repeat the test strip process until parameters of the material properties conform to the requirements specified herein and as directed by the Resident. If a test strip fails to meet the requirements outlined in this Special Provision, the contractor will be required to take corrective action to remedy the test strip defect to the satisfaction of the Resident at no additional cost to the Department. The repeated process of the test strip construction shall be done at the Contractor's expense. The corrective method shall be determined by the Contractor, as directed by the Resident.

Quality Assurance densities of the recycled material will be determined by the Department using the nuclear method. The test strip section will be rolled as directed until the nuclear density readings show an increase in dry density of less than 16 kg/m<sup>3</sup> [1 pcf] for the final four roller passes. This density will be used as the target density for the recycled material. The remaining full depth recycled material shall be compacted to a minimum density of 98% of the target density as determined in the control section.

#### ACCEPTANCE TEST FREQUENCY

Property	Frequency	Test Method
In-place Density	1 per 600 m [2000 ft] / lane	AASHTO T 310

310.11 Measurement and Payment The accepted quantity of Cold in Place Recycled Pavement will be measured and paid for by the square meter [square yard] complete and in place to the limits specified in the contract documents. The unit price shall include all materials, equipment, supervision, and labor and tools incidental thereto.

No additional payment will be made for hot mix required to replace material that cannot be compacted to the specified density, or used to replace damaged or raveled sections. The removal of existing pavement, placement, and compaction of any hot mix asphalt required in areas that are inaccessible due to the limitations of equipment shall be paid for as Cold in place Recycle mix per square yard.

Payment to be made under:

<u>Pay Item</u>	<u>Pay Unit</u>
310.33 75mm [3 in] Cold in-Place Recycled Asphalt Pavement	square meter [square yard]
310.34 100mm [4 in] Cold in-Place Recycled Asphalt Pavement	square meter [square yard]
310.35 125mm [5 in] Cold in-Place Recycled Asphalt Pavement	square meter [square yard]

SPECIAL PROVISION  
SECTION 401  
PLANT MIX PAVEMENTS

401.07 Weather and Seasonal Limitations This Section is revised by the addition of the following:

On all sections of overlay with wearing courses less than 25 mm [1 in] thick, the wearing course for the traveled way shall be placed between the dates of May 15<sup>th</sup> and September 15<sup>th</sup>.

SPECIAL PROVISION  
SECTION 401  
HOT MIX ASPHALT  
( $\frac{3}{4}$  inch (20mm) Surface Treatment)

Description The Contractor shall furnish and place one or more courses of Hot Mix Asphalt (HMA) pavement on an approved base in accordance with the Contract documents and in reasonably close conformity with the lines, grades, thicknesses and typical cross sections shown on the plans or established. The Department shall accept this work under Quality Assurance provisions as specified in Standard Specifications Section 401 – Hot Mix Asphalt Pavement, and Standard Specifications Section 106 - Quality.

The 20 mm [ $\frac{3}{4}$  in] HMA Surface Course shall meet all of the Materials, Seasonal Limitations and Construction requirements of Section 401, with the following additions and changes.

GRADATION REQUIREMENTS

Sieve Size	Percent Passing
12.5 mm	100
9.5 mm	95-100
4.75 mm	-95
2.36 mm	32-67
1.18 mm	-
0.600 mm	-
0.300 mm	-
0.075 mm	2-10

VOLUMETRIC DESIGN CRITERIA

Voids at N <sub>des</sub>	4.0
VMA	15.0 minimum
VFB	65-80
Fines/Eff.Binder	0.6-1.2

A test strip at a nominal depth of 30mm [ $1\frac{1}{4}$  in], full lane width, shall be required if the JMF has not been used or approved on a MDOT project in the current calendar year. If a test strip is required, it shall conform to the following requirements:

On roads open to two way traffic, the test strip shall be placed over the full width of the travel way section, not to exceed 600 meters [2000 ft] in length, or 400 Mg [440 ton] production. Prior to the placement of the test strip a passing verification test is required. A fog coat of Item 409.15, Bituminous Tack Coat, shall be applied to the level course prior to the placement of the 20mm Surface Treatment Course, payment to be made under the 409.15 pay item.

The test strip **shall not** be excluded from QA analysis, but will be evaluated in accordance with Section 401.03. The Contractor shall notify the Department at least 48 hours in advance of placing

the test strip. The test strip is intended to allow the Contractor to establish a method of compaction for the 20mm [ $\frac{3}{4}$  in] surface course areas. Once the methods are established, rolling patterns, equipment, and methods will become part of the QCP. The test strip will allow for any necessary adjustments to the mix design and or plant mixing procedures, as well as for the Department to evaluate the quality of the pavement.

Mix samples and cores will be obtained from the test strip. A minimum of three mix samples shall be randomly selected from the test strip. Five cores shall be randomly sampled from the mat and tested for density verification. Should the resulting core values average less than 92.0% TMD, (average of 5 tests ), the Department will reject the strip. The Contractor will remove and replace rejected test strips at their expense. After completion of the test strip, the Contractor shall make any final adjustments to the job mix formula in accordance to Standard Specifications, Section 401, subsection 401.03 - Composition of Mixtures, or compaction method. Paving operations shall not resume until the Contractor and the Department determines that material meeting the Contract requirements can be produced, and any changes to the Job Mix Formula have been approved by the Department. The Department shall pay for an accepted test strip as determined Section 401.222 – Pay Factor A and B, for this item. A new test strip shall be required if a current lot is terminated or completed, and a new lot is started.

The Department may halt the production and placement of the 20mm [ $\frac{3}{4}$  in] HMA Surface Course and require the construction of a new test strip if the Department finds that material being produced, hauled, or placed does not meet the requirements of Sections 401.08 through 401.18.

The Contractor shall sample, test, and evaluate Hot Mix Asphalt Pavement in accordance with the minimum frequencies outlined in Section 401, Table 2: Minimum Quality Control Frequencies.

The Contractor shall monitor plant production using running average of three control charts as specified in Section 106, and Control Limits as specified in Section 401, Table 3: Control Limits.

The Acceptance Criteria shall be as specified in Section 401, Table 4: Acceptance Criteria.

The Acceptance Limit targets will be as specified on the JMF, and the Department will use the appropriate Acceptance Limits table from Section, Table 5: Method A, or Table 7: Method B and C, for the acceptance method noted in the Special Provision 403.

The Contractor shall cease paving operations whenever one of the following occurs on a lot in progress:

- a) The Pay Factor for VMA, Voids @  $N_d$ , Percent PGAB, composite gradation, VFB, fines to effective binder or density using all Acceptance or all Quality Control tests for the current lot is less than 0.85.
- b) The Coarse Aggregate Angularity or Fine Aggregate Angularity value falls below the requirements of Section 703.07 , Table 3, for the design traffic level.
- c) Each of the first 2 control tests for the lot fall outside the upper or lower limits for VMA, Voids @  $N_d$ , or Percent PGAB. This includes any case where both tests are out on the same, or different properties.

- d) The Flat and Elongated Particles value exceeds 10 percent by ASTM D-4791.
- e) There is any visible damage to the aggregate due to over-densification other than on variable depth shim courses.
- f) The Contractor fails to follow the approved QCP.
- g) The Contractors control chart shows the process to be out of control on any property listed in Section 401, subsection 401.18 , Table 3: Control Limits

Price Adjustment The Department will apply price adjustments for the Hot Mix Asphalt utilized under this Special Provision as outlined in Section 401.222 : Pay Factor for methods A and B; mixes with Volumetric Property requirements.

Dispute Resolution The Contractor may dispute an acceptance test for this item as outlined in Section 401.223 for PGAB, Air Void, and VMA Content only.

Method of Measurement The Department will measure Hot Mix Asphalt pavement by the megagram in accordance with Section 109 - Measurement and Payment.

Basis of Payment The Department will pay for the Work, in place and accepted, in accordance with the applicable sections of the Special Provisions at the contract unit price per megagram(ton).

Payment will be made under:

<u>Pay Item</u>	<u>Pay Unit</u>
403.210 9.5mm Hot Mix Asphalt Pavement	Megagram (ton)

**SPECIAL PROVISION**  
**SECTION 403**  
**HOT MIX ASPHALT OVERLAY**

Desc. of Course	Grad. Design	Item Number	Bit Cont. % of Mix	Total Thick	No. Of Layers	Comp. Notes
<b><u>5" C.I.P. Treated Areas</u></b>						
<b><u>Traveled Way</u></b>						
Wearing	9.5mm	403.210	N/A	1 ½ "(inch)	1	4,7,23
C.I.P. Base	N/A	310.35	see special prov.	5" (inch)	1	
<b><u>Add Shoulder Aggregate Areas</u></b>						
Wearing	9.5mm	403.210	N/A	1 ½" (inch)	1	4,7
<b><u>Approach Roads</u></b>						
Wearing	9.5mm	403.210	N/A	2 "(inch)	1	4,7
<b><u>Drives, Islands, Misc.</u></b>						
Wearing	9.5mm	403.209	N/A	1"-2"(inch)	1/more	2,3,9,13

**COMPLEMENTARY NOTES**

2. The density requirements are waived.
3. The design traffic level for mix placed shall be <0.3 million ESALS.
4. The design traffic level for mix placed shall be 0.3 to <3 million ESALS. At the Contractors option, a mix design meeting **50 gyr** criteria may be used.
7. Section 106.6 Acceptance, (1) Method A.
9. Section 106.6 Acceptance, (2) Method C.
13. A mixture meeting the requirements of section 703.09 Grading 'D', with a minimum PGAB content of 6%, and the limits of Special Provision 401, Table 9 (Drives and Sidewalks) for PGAB content and gradation may be substituted for this item. A job mix formula shall be submitted to the department for approval.
23. A tack coat of emulsified asphalt, RS-1 or HFMS-1, Item #409.15 shall be applied to the CIP layer surface prior to the placement of the bituminous base course at a rate of approximately 0.05 gal/yd<sup>2</sup>.

**Tack Coat**

A tack coat of emulsified asphalt, RS-1 or HFMS-1, Item 409.15 shall be applied to the **C.I.P. surface** and any existing pavement at a rate of approximately 0.025 gal/yd<sup>2</sup>, and on milled pavement approximately 0.05 gal/yd<sup>2</sup>, prior to placing a new course. A fog coat of emulsified asphalt shall be applied between shim / intermediate course and the surface course, at a rate not to exceed 0.025 gal/yd<sup>2</sup>.

Tack used between layers of pavement will be paid for at the contract unit price for Item 409.15 Bituminous Tack Coat.

**SPECIAL PROVISION**  
**SECTION 403**  
**HOT MIX ASPHALT OVERLAY**

Desc. of Course	Grad. Design	Item Number	Bit Cont. % of Mix	Total Thick	No. of Layers	Comp. Notes
<b><u>Main Line Traveled Way and Shoulders</u></b>						
<b><u>¾ inch Overlay</u></b>						
Wearing	9.5mm	403.210	N/A	¾"	1	4,7,10,20,22
<b><u>Shim Course</u></b>						
Shim	4.75mm	403.212	N/A	variable	1/more	2,4,7,20
<b><u>Approach Roads</u></b>						
Wearing	9.5mm	403.210	N/A	1"	1	4,7,22
<b><u>Drives, Misc.</u></b>						
Wearing	9.5mm	403.209	N/A	1 – 2 inch	1/more	2,3,9,10,13

**COMPLEMENTARY NOTES**

2. The density requirements are waived.
3. The design traffic level for mix placed shall be <0.3 million ESALS.
4. The design traffic level for mix placed shall be 0.3 to <3 million ESALS. At the Contractors option, a mix design meeting **50 gyration** criteria may be used.
7. Section 106.6 Acceptance, (1) Method A.
9. Section 106.6 Acceptance, (2) Method C.
10. A **"FINE"** 9.5 mm mix with a gradation above or through the restricted zone shall be used for this item.
13. A mixture meeting the requirements of section 703.09 Grading 'D', with a minimum PGAB content of 6%, and the limits of Special Provision 401, Table 9 (Drives and Sidewalks) for PGAB content and gradation may be substituted for this item. A job mix formula shall be submitted to the department for approval.
20. The Contractor may place the specified HMA pavement course, not to exceed ¾ inch (20mm) compacted depth, over the full single travel lane width, for each production day. If this option is utilized the Contractor will be required to place a matching course of HMA over the adjacent section of travel lane before the end of the following calendar day. The Contractor will also be responsible for installing additional warning signage that clearly defines the centerline elevation differential hazard, as well as additional centerline delineation such as double RPM application, or temporary painted line. The Traffic Control Plan shall be amended to include this option and the additional requirements. All signs and traffic control devices will conform to Section 719.01, and Section 652, and will be installed prior to the work, at a maximum spacing of 0.50 mile [0.80 km] for the entire length of the effected roadway section. On roadways with two-way traffic, the Contractor will be required to place the specified course over the full width of the mainline traveled way being paved prior to opening the sections to weekend or holiday traffic. If this option is utilized, all additional signing, labor, traffic control devices, or incidentals will not be paid for directly, but will be considered incidental to the appropriate 652 items.
22. See Special Provision 401 – ¾ inch (20mm) Surface Treatment for project specifics.

**Hampden**  
**Route 202/9 STP-A140(000)X**  
**Route 1A NH-1140(700)E**  
 **$\frac{3}{4}$  inch Surface Treatment**  
**March 11, 2004**

Tack Coat

A tack coat of emulsified asphalt, RS-1 or HFMS-1, Item 409.15 shall be applied to any existing pavement at a rate of approximately 0.025 gal/yd<sup>2</sup>, and on milled pavement approximately 0.05 gal/yd<sup>2</sup>, prior to placing a new course. A fog coat of emulsified asphalt shall be applied between shim / intermediate course and the surface course, at a rate not to exceed 0.025 gal/yd<sup>2</sup>.

Tack used between layers of pavement will be paid for at the contract unit price for Item 409.15 Bituminous Tack Coat.

SPECIAL PROVISION  
SECTION 652  
MAINTENANCE OF TRAFFIC  
(Traffic Control)

652.7 Method of Measurement. This entire Subsection is revised to read:  
Traffic Control Supervisor, furnishing, installation, and maintenance of all traffic control devices will be measured as one **lump sum** for all work authorized and performed.

652.8 Basis of Payment. This entire Subsection is revised to read:  
Traffic Control will be paid for at the contract **lump sum** price. Payment will be full compensation for the Traffic Control Supervisor, approach signs, work area signs, drums, cones, panel markers, barricades, arrow boards etc. and maintenance thereof including the setting up and taking down of lane closures as many times as necessary shall be considered part of the lump sum price.

Maintenance of signs includes: replacing devices damaged, lost, or stolen, and cleaning and moving as many times as necessary throughout the life of the contract, regardless whether the work areas or projects are geographically separated or not separated.

The Lump Sum will be payable in installments as follows: 5% of the Lump Sum once the approach signing is complete and approved, with the 95% balance to be paid as the work progresses at a rate proportional to the percentage completion of the Contract.

Failure by the contractor to follow the Contracts 652 Special Provisions and/or The Manual on Uniform Traffic Control Devices (MUTCD) and/or The Contractors own Traffic Control Plan will result in a reduction in payment, computed by reducing The Lump Sum Total by 5% per occurrence. The Departments Resident Engineer or any other representative of The Department reserves the right to suspend the work at any time and request a meeting to discuss violations and remedies. The Department shall not be held responsible for any delay in the work due to any suspension under this item.

All other requirements under the Standard Specifications Section 652 will be a part of the lump sum item.

**There will be no extra payment for this pay item after the expiration of contract time.**

Payment will be made under:

<u>Pay Item</u>	<u>Pay Unit</u>
652.39 Work Zone Traffic Control	Lump Sum

SPECIAL PROVISION  
SECTION 652  
MAINTENANCE OF TRAFFIC

Approaches Approach signing shall include the following signs as a minimum. Field conditions may warrant the use of additional signs as determined by the Resident.

Road Work Next x Miles  
Road Work 500 Feet  
End Road Work

Work Area At each work site, signs and channelizing devices shall be used as directed by the Resident. Signs include:

Road Work xxxx<sup>1</sup>  
One Lane Road Ahead  
Flagger Sign

Other typical signs include:

Be Prepared to Stop  
Low Shoulder  
Bump  
Pavement Ends

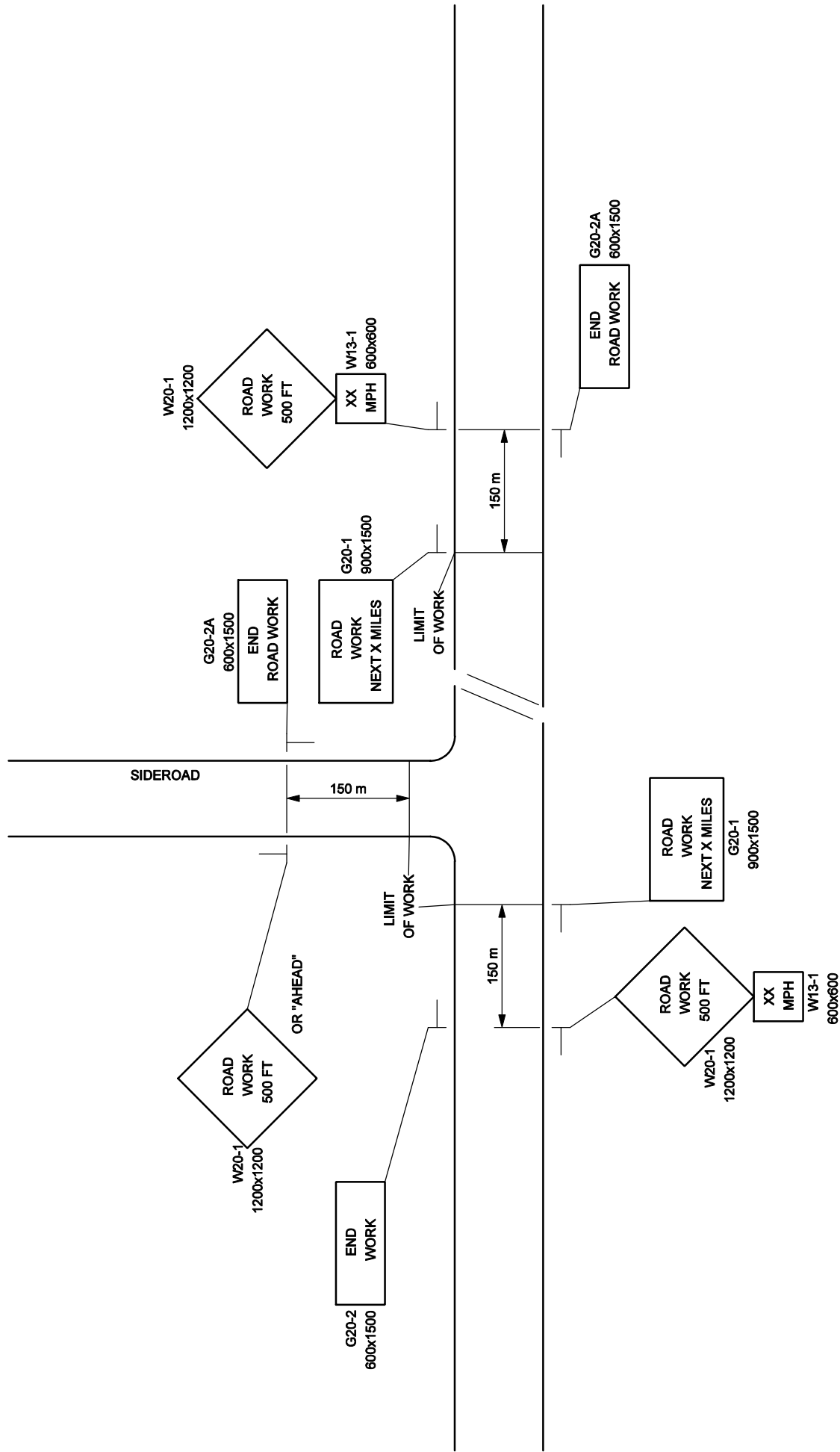
The above lists of Approach signs and Work Area signs are representative of the contract requirements. Other sign legends may be required.

The Contractor shall conduct their operations in such a manner that the roadway will not be restricted to one lane for more than 800 m [2,500 ft] at each work area. Where more than one work area restricts traffic to one lane operation, these work areas shall be separated by at least 1.6 km [1 mile] of two way operation.

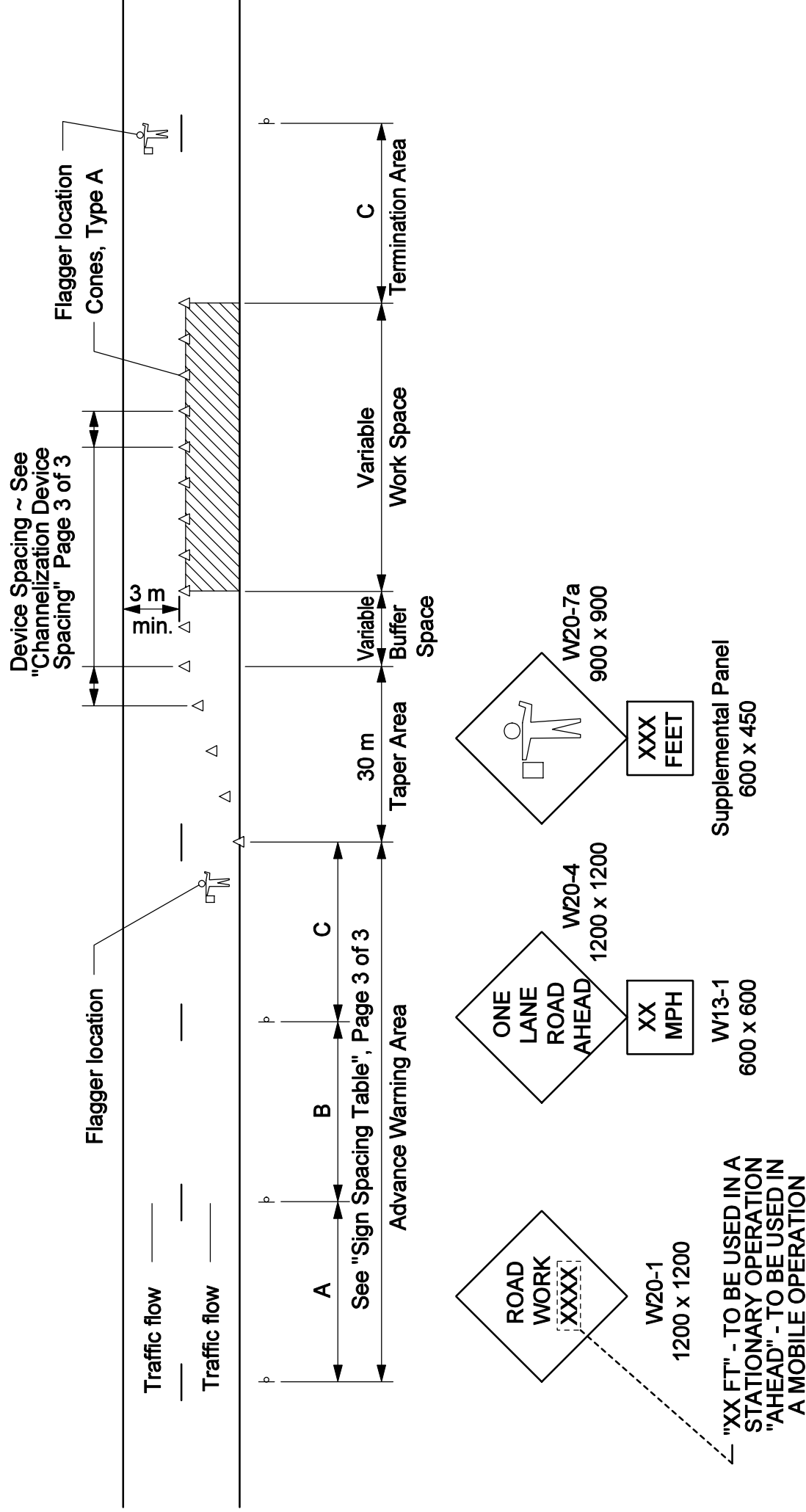
Temporary Centerline A temporary centerline shall be placed each day on all new pavement to be used by traffic. The temporary centerline, when specified of reflectorized traffic paint, shall conform to the standard marking patterns used for permanent markings.

Failure to apply a temporary centerline daily will result in suspension of paving until temporary markers are applied to all previously placed pavement.

<sup>1</sup> "Road Work Ahead" to be used in mobile operations and "Road Work xx ft" to be used in stationary operations as directed by the Resident.



# TYPICAL -- PROJECT APPROACH SIGNING -- TWO WAY TRAFFIC



## TYPICAL APPLICATION: TWO - WAY, TWO LANE ROADWAY, CLOSING ONE LANE USING FLAGGERS

\* Formulas for L are as follows:

For speed limits of 40 mph (60 km/h) or less:

$$L = \frac{WS^2}{60} \quad (L = \frac{WS^2}{155})$$

For speed limits of 45 mph (70 km/h) or greater:

$$L = WS \quad (L = \frac{WS}{1.6})$$

\* Formulas for L are as follows:

A minimum of 5 channelization devices shall be used in the taper.

TYPE OF TAPER	TAPER LENGTH (L)*
Merging Taper	at least L
Shifting Taper	at least 0.5L
Shoulder Taper	at least 0.33L
One-Lane, Two-Way Traffic Taper	100 ft (30 m) maximum
Downstream Taper	100 ft (30 m) per lane

#### CHANNELIZATION DEVICE SPACING

The spacing of channelization devices shall not exceed a distance equal to 1.0 times the speed limit in mph when used for taper channelization, and a distance in feet of 2.0 times the speed limit in mph when used for tangent channelization.

#### GENERAL NOTES;

1. Final placement of signs and devices may be changed to fit field conditions as approved by the Resident.

SIGN SPACING TABLE			
Road Type	Distance Between Signs**		
	A	B	C
Urban 30 mph (50 km/h) or less	100 (30)	100 (30)	100 (30)
Urban 35 mph (55 km/h) and greater	350 (100)	350 (100)	350 (100)
Rural	500 (150)	500 (150)	500 (150)
Expressway / Urban Parkway	2,640 (800)	1,500 (450)	1000 (300)

\*\*Distances are shown in feet (meters).

#### SUGGESTED BUFFER ZONE LENGTHS

Speed (mph)	Length (feet)	Speed (mph)	Length (feet)
20	115	40	325
25	155	45	360
30	200	50	425
35	250	55	495

**SPECIAL PROVISION****SECTION 656****Temporary Soil Erosion and Water Pollution Control**

The following is added to Section 656 regarding Project Specific Information and Requirements. All references to the Maine Department of Transportation Best Management Practices for Erosion and Sediment Control (a.k.a. Best Management Practices manual or BMP Manual) are a reference to the latest revision of said manual. The "Table of Contents" of the latest version is dated "1/19/00" (available at <http://www.state.me.us/mdot/mainhtml/bmp/bmpjan2000.pdf>.)

**Procedures specified shall be according to the BMP Manual unless stated otherwise.**

Delete the last sentence of Section 656.4.4, which reads, "After Final Acceptance of the project, the Contractor must submit the log to the Department which will become the property of the Department."

Any and all references to "bark mulch" or "composted bark mix" shall be a reference to "Erosion Control Mix" in accordance with *Standard Specification, Section 619 - Mulch*.

**Project Specific Information and Requirements**

The following information and requirements apply specifically to this Project. The temporary soil erosion and water pollution control measures associated with this work shall be addressed in the SEWPCP.

1) This project is in the Herman Pond watershed, which is listed as a Class A water body and is considered **SENSITIVE** in accordance with the BMP Manual. The Contractor's SEWPCP shall comply with Section II.B., Guidelines for Sensitive Waterbodies in the BMP Manual.

2) Newly disturbed earth shall be mulched by the end of each workday. Mulch shall be maintained on a daily basis.

3) The SEWPCP shall describe the location and method of temporary erosion and sediment control for existing and proposed catch basins, outlet areas and culvert inlets and outlets.

4) Dust control items other than those under *Standard Specification, Section 637 – Dust Control*, if applicable, shall be included in the plan.

5) Permanent slope stabilization measures shall be applied within one week of the last soil disturbance.

**SPECIAL PROVISION**

**SECTION 656**

**Temporary Soil Erosion and Water Pollution Control**

6) Permanent seeding shall be done in accordance with *Standard Specification, Section 618 - Seeding* unless the Contract states otherwise.

7) Culvert inlet and outlet protection shall be installed within 48 hours of culvert installation, or prior to a storm event, whichever is sooner.

8) All disturbed ditches shall be stabilized by the end of each workday. Stabilization shall be maintained on a daily basis.

9) Erosion control blanket shall be installed in the bottoms of all ditches except where a stone lining is planned. Seed shall be applied prior to the placement of the blanket.

10) If check dams are used, they shall be constructed of stone in accordance with BMP Manual, Section 9.

11) If water is flowing within the drainage system, the water shall be diverted to a stable area or conduit and work shall be conducted in the dry. The Contractor's plan shall address when and where the diversions will be necessary.

12)

**Class A and AA Waters - General in-stream work other than slip/ invert lining for class A and AA waters**

Stream flow shall be maintained at all times.

Grout from the post-tensioning socket sealing operation and fresh concrete shall not be allowed to contact the stream. Clean out of concrete delivery trucks and the washing of tools shall be addressed in the SEWPCP.

The SEWPCP shall describe the containment method for removal of the existing abutments, including installation of cofferdams and dewatering procedures.

**SPECIAL PROVISION****SECTION 656****Temporary Soil Erosion and Water Pollution Control**

A cofferdam sedimentation basin is required if cofferdams are used. The basin shall be located in an upland area where the water can settle and seep into the ground or be released slowly to the resource in a manner that will not cause erosion. The location of such a cofferdam sedimentation basin shall be addressed in the SEWPCP.

OR

If a cofferdam sedimentation basin is used, it shall be located in an upland area where the water can settle and sink into the ground or be released slowly to the resource in a manner that will not cause erosion. The location of such a cofferdam sedimentation basin shall be addressed in the SEWPCP.

Prior to release to a natural resource, any impounded water that has been in contact with concrete placed during construction must have a pH between 6.0 and 8.5, must be within one pH unit of the background pH level of the resource and shall have a turbidity no greater than the receiving resource. This requirement is applicable to concrete that is placed or spilled (including leakage from forms) as well as indirect contact via tools or equipment. Water not meeting release criteria shall be addressed in the SEWPCP. Discharging impounded water to the stream must take place in a manner that does not cause erosion or disturb the stream bottom. **The rate of discharge must be less than 20% of the flow rate of the stream.**

The Contractor shall be responsible for monitoring pH with a calibrated meter accurate to 0.1 units. A record of pH measurements shall be kept in the Environmental Coordinator's log (*Section 656.4.4.*)

13) After November 1 the Contractor shall use winter stabilization methods, such as Erosion Control Mix as specified in *Standard Specification, Section 619 - Mulch*. If required, spring procedures for permanent stabilization shall also be described in the plan. Use of this product for over-winter temporary erosion control will be incidental to the contract and be paid for as part of Pay Item 656.75.

**SPECIAL PROVISION****SECTION 656****Temporary Soil Erosion and Water Pollution Control**

Standard Specification 656 of the Standard Specifications is deleted and replaced by this Special Provision.

The following information and requirements will constitute the Soil Erosion and Water Pollution Control Plan for this Project. The soil erosion and water pollution control measures associated with this work are as follows:

1. All work shall be done in accordance with the latest revision of the Maine Department of Transportation Best Management Practices for Erosion and Sediment Control (a.k.a. Best Management Practices manual or BMP Manual). The "Table of Contents" of the latest version is dated "1/19/00" (available at <http://www.state.me.us/mdot/mainhtml/bmp/bmpjan2000.pdf>.) **Procedures specified shall be according to the BMP Manual unless stated otherwise.**
2. The on-site person responsible for implementation of this plan, shall be the Contractor's Superintendent or other supervisory employee (the "Environmental Coordinator") with the authority to immediately remedy any deficient controls and shall provide the Resident with their numbers (telephone number, cellular phone and pager numbers, if applicable) where the Environmental Coordinator can be reached 24 hours a day.
3. All areas where soil is disturbed shall be permanently mulched on a daily basis and seeded on a weekly basis (if seeded by hand, it shall be done on a daily basis). All previously mulched areas shall be maintained and re-mulched on a daily basis if bare areas develop until an acceptable growth of grass has been obtained.
4. All disturbed ditches shall receive erosion control blanket or stone rip rap prior to leaving the site each day.
5. If the Work includes the handling or storage of petroleum products or Hazardous Materials including the on site fueling of Equipment, the Resident must be provided with a Spill Prevention Control and Countermeasure Plan (SPCCP) plan. At a minimum, the SPCCP shall include:
  - The name and emergency response numbers (telephone number, cellular phone and pager numbers, if applicable) of the Contractor's representative responsible for spill prevention;
  - General description and location of (1) handling, transfer, storage, and containment facilities of such products or Materials ("activities and facilities") and (2) potential receptors of such products or Materials including oceans, lakes, ponds, rivers, streams, wetlands, and sand and gravel aquifers ("sensitive resources") including the distances between said activities and facilities and said sensitive resources;
  - Description of preventative measures to be used to minimize the possibility of a spill including Equipment and/or Materials to be used to prevent discharges including absorbent Materials,

**SPECIAL PROVISION****SECTION 656**

## Temporary Soil Erosion and Water Pollution Control

- A contingency response plan to be implemented if a spill should occur including a list of emergency phone/pager numbers including the Contractor's representative, MDEP Spill Response, the Resident, and local police and fire authorities. For a related provision, see *Standard Specification, Section, 105.2.2 - Project Specific Emergency Planning*.
6. The Environmental Coordinator must inspect and maintain daily all controls for the duration of the project.
  7. Any costs related to this plan shall be considered incidental to the contract.
  8. If the Project Resident directs soil disturbance that require temporary erosion and sedimentation control, all permits shall be obtained by the DOT and a full SEWPCP will be required and paid for as Extra Work.

# Permits & Cultural Resources Unit

PIN #: 11399.00

Location: Newburgh/Dixmont

Permit Member: Laurie Rowe

Photographs ☐

Database/Projex ☒

Package to ENV Coordinator: 3/8/04

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☒ **Section 106 and Tribal Consultation**

Architectural Resources

MOA ☐

Applicable ☒

Approved ☒

Archeological Resources

MOA ☐

Applicable ☒

Approved ☒

Tribal Consultation

N/A ☒

Applicable ☐

Approved ☐

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☒ **4(f) and 6(f)**

Section 4(f)

N/A ☒

Applicable ☐

Approved ☐

LAWCON 6(f)

N/A ☒

Applicable ☐

Approved ☐

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☒ **FEMA**

N/A ☒

Applicable ☐

Approved ☐

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☒ **Maine Department of Environmental Protection (MDEP) Site Location of Development**

N/A ☒

Applicable ☐

Approved ☐

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☒ **Local Zoning, Title 30-A, Section 4325-6.**

Is the project something other than the highway and bridge system, such as a maintenance lot, building/parking facility? Yes

☐ No ☒ If no, the project is exempt.

If yes, continue. Does the town in which the project is located have a comprehensive plan consistent with the Growth Management Program? Yes ☐ No ☐ If no, the project is exempt.

If yes, local zoning ordinances and/or permits are needed.

Approved ☐

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☒ **Maine Department of Inland Fisheries and Wildlife (MDIFW) Essential Habitat**

Eagle Nest

N/A ☒

Applicable ☐

Approved ☐

Piping Plover

N/A ☒

Applicable ☐

Approved ☐

Roseate Tern

N/A ☒

Applicable ☐

Approved ☐

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☒ **United States Fish and Wildlife Service (USFWS), Migratory Bird Act**

N/A ☒

Applicable ☐

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☒ **Maine Department of Conservation/ Public Lands, Submerged Land Lease**

N/A ☒

Applicable ☐

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☒ **Land Use Regulation Commission (LURC)** ☒ Not Applicable

No permit

☐

Notice

☐

Approved ☐

Permit

☐

Approved ☐

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☒ **Maine Department of Environmental Protection (MDEP), Natural Resource Protection Act**

No permit required ☐

Exempt ☐

(Must use erosion and sediment control and not block fish passage.)

PBR ☒

Approved ☒

Tier 1 ☐

Approved ☐

Tier 2 ☐

Approved ☐

Tier 3 ☐

Approved ☐

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☒ **Army Corps of Engineers (ACOE), Section 10 of the Rivers and Harbors Act and Section 404 of the Clean Water Act.**

No permit required ☐

Category 1-NR ☒

Approved ☒

Category 2 ☐

Approved ☐

Category 3 ☐

Approved ☐

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☒ **IN-WATER TIMING RESTRICTIONS:** 105 Special Provision ☒ n/a ☐

Dates instream work is allowed: 7/15 to 9/30

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☒ **Special Provision 656, Erosion Control Plan**

Boxes marked in red indicate items that are attached and need to be placed in the contract by the Project Manager.

DEPARTMENT OF ENVIRONMENTAL PROTECTION (DEP)  
**PERMIT BY RULE NOTIFICATION FORM**  
(For use with DEP Regulation, Chapter 305)

■ MDOT PIN: 11399.00

Name of Applicant: State of Maine Department of Transportation      Name of Contact: David Gardner  
Mailing Address: 16 Station State House      Town/City: Augusta      State: Me.      Zip Code: 04330-0016  
Daytime Telephone #: (207)-624-3105      Name of Wetland, Water Body or Stream: Ward stream, Unnamed streams

**Detailed Directions to Site:** Project is on Rte 202, beginning 0.92 of a mile northerly of Route 7 and extending northerly 9.93 miles.

Town/City: Dixmont-Newburgh

Map #: N/A

Lot #: N/A

County: Penobscot

**Description of Project:** Highway overlay involving culvert, guardrail, slope and ditch maintenance and repair. The project will be performed in accordance with erosion control measures conforming with the latest versions of the *State of Maine Department of Transportation Standard Specifications for Highways and Bridges* and the *Department of Transportation's Best Management Practices for Erosion and Sediment Control*.

Part of a larger project?      ☐ Yes      ☒ No

(CHECK ONE) This project... ☒ does      ☐ does not ...involve work below mean low water.

I am filing notice of my intent to carry out work which meets the requirements for Permit By Rule (PBR) under DEP Regulation, Chapter 305. I have a copy of PBR Sections checked below. I have read and will comply with all of the standards.

- |   |   |   |
|---|---|---|
| <input type="checkbox"/> Sec. (2) Soil Disturbance                | <input type="checkbox"/> Sec. (8) Shoreline stabilization                         | <input type="checkbox"/> Sec. (14) Piers, Wharves & Pilings   |
| <input type="checkbox"/> Sec. (3) Intake Pipes                    | <input type="checkbox"/> Sec. (9) Utility Crossing                                | <input type="checkbox"/> Sec. (15) Public Boat Ramps          |
| <input type="checkbox"/> Sec. (4) Replacement of Structures       | <input type="checkbox"/> Sec. (10) Stream Crossing                                | <input type="checkbox"/> Sec. (16) Coastal Sand Dune Projects |
| <input type="checkbox"/> Sec. (5) REPEALED                        | <input checked="" type="checkbox"/> Sec. (11) State Transport. Facilities         | <input type="checkbox"/> Sec. (17) Transfers/Permit Extension |
| <input type="checkbox"/> Sec. (6) Movement of Rocks or Vegetation | <input type="checkbox"/> Sec. (12) Restoration of Natural Areas                   | <input type="checkbox"/> Sec. (18) Maintenance Dredging       |
| <input type="checkbox"/> Sec. (7) Outfall Pipes                   | <input type="checkbox"/> Sec. (13) F&W Creation/Enhance/Water Quality Improvement |   |

I authorize staff of the Departments of Environmental Protection, Inland Fisheries & Wildlife, and Marine Resources to access the project site for the purpose of determining compliance with the rules. I also understand that **this permit is not valid until approved by the Department or 14 days after receipt by the Department, whichever is less.**

I have attached all of the following required submittals. **NOTIFICATION FORMS CANNOT BE ACCEPTED WITHOUT THE NECESSARY ATTACHMENTS:**

- A \$50 (non-refundable) payment shall be done by internal billing.
- Attach a U.S.G.S. topo map or Maine Atlas & Gazetteer map with the project site clearly marked.
- ☐ Attach photographs showing existing site conditions (unless not required under standards).

Signature of Applicant: \_\_\_\_\_

John E. Dority, Chief Engineer

Date: \_\_\_\_\_

07/28/03

Keep the bottom copy as a record of permit. Send the form with attachments via certified mail to the Maine Dept. of Environmental Protection **at the appropriate regional office listed below.** The DEP will send a copy to the Town Office as evidence of the DEP's receipt of notification. No further authorization by DEP will be issued after receipt of notice. Permits are valid for two years. **Work carried out in violation of any standard is subject to enforcement action.**

AUGUSTA DEP STATE HOUSE STATION 17 AUGUSTA, ME 04333-0017 (207)287-2111      PORTLAND DEP 312  
CANCO ROAD PORTLAND, ME 04103 (207)822-6300      BANGOR DEP 106 HOGAN ROAD BANGOR, ME  
04401 (207)941-4570      PRESQUE ISLE DEP 1235 CENTRAL DRIVE PRESQUE ISLE, ME 04769 (207)764-0477

OFFICE USE ONLY  
PBR #      FP

Ck.#

Date

Staff

Acc. Date

Staff  
Def. Date

After Photos

**Chapter 305: PERMIT BY RULE Section 11**  
**State Transportation Facilities**

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- 1. Introduction.** A "permit by rule" or "PBR", when approved by the Department of Environmental Protection (DEP), is an approval for an activity that requires a permit under the Natural Resources Protection Act (NRPA). Only those activities described in this chapter may proceed under the PBR process. A PBR activity will not significantly affect the environment if carried out in accordance with this chapter, and generally has less of an impact on the environment than an activity requiring an individual permit. A PBR satisfies the Natural Resources Protection Act (NRPA) permit requirement and Water Quality Certification requirement.

If a proposed activity is not described in this chapter, or will not be conducted in accordance with the standards of this chapter, the applicant must obtain an individual permit prior to beginning the activity.

- A. Location of activity.** The location of an activity may affect whether an activity qualifies for PBR, and whether review by the Department of Inland Fisheries and Wildlife is required.

- (1) Type of resource. For some types of activities, the availability of a PBR is affected by the type of natural resource in or adjacent to which the activity is proposed. For example, an applicant proposing an activity consisting of "Movement of rocks or vegetation" may receive a PBR only if the activity will take place in a great pond, river, stream or brook. Limitations concerning the location of activities are addressed in the "Applicability" provision in each section of this chapter.
- (2) Essential habitat. Essential habitats include areas critical to the survival of threatened and endangered species such as the bald eagle, least tern, roseate tern, and piping plover. If the activity is located in essential habitat, such as near an eagle nesting site, a PBR is only available if the applicant obtains written approval from the Department of Inland Fisheries and Wildlife (IF&W). This approval from IF&W must be submitted to the DEP with the PBR notification form, and the applicant must follow any conditions stated in the IF&W approval.

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NOTE: Maps showing areas of essential habitat are available from the Department of Inland Fisheries and Wildlife regional headquarters, municipal offices, the Land Use Regulation Commission (for unorganized territories) and DEP regional offices. If the activity is located in essential habitat, IF&W must be contacted to request and obtain a "certification of review and approval".

---

- B. Notification.** The applicant must file notice of the activity with the DEP prior to beginning work on the activity. The notification must be on a form provided by the DEP and must include any submissions required in this chapter. The applicant must keep a copy to serve as the permit.

The notification form must be sent to the DEP by certified mail (return receipt requested), or hand delivered to the DEP and date stamped by the department.

**C. Effective period**

- (1) Beginning of period. The PBR becomes effective 14 calendar days after the DEP receives the notification form, unless the DEP approves or denies the PBR prior to that date. If the DEP does not speak with or write to the applicant within this 14 day period regarding the PBR notification, the applicant may proceed to carry out the activity.

There are three exceptions regarding the effective date of an approved PBR:

- (a) Activities listed in Section 10 (Stream crossings) occurring in association with forest management are exempt from the 14 day waiting period.
- (b) Activities listed in Section 2 (Soil disturbance) and Section 10 (Stream crossings) performed or supervised by individuals currently certified in erosion control practices by the DEP are exempt from the 14 day waiting period. To be certified in erosion control practices, an individual must successfully complete all course requirements of the Voluntary Contractor Certification Program administered by the DEP's Nonpoint Source Training and Resource Center.
- (c) Activities that are part of a larger project requiring a permit under the Site Location of Development or the Storm Water Management Acts may not proceed until any required permit under those laws is obtained.

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NOTE: Activities that are part of a larger project may require other permits from the DEP also. These other laws may prohibit the start of construction of any part of the project unless a permit under that law is obtained. In these cases, while not a violation of this rule, starting work on a PBR approved activity would be a violation of those other applicable laws.

---

- (2) End of period. The PBR is generally effective for 2 years from the date of approval, except that a PBR for "Replacement of structures" under Section 4 is effective for 3 years.

---

NOTE: Activities that qualify under this chapter may need to meet other local, state and federal requirements. Examples -- (1) If an activity extends below the low water line of a lake, coastal wetland or international boundary water, the applicant should contact the Bureau of Parks and Lands (287-3061) concerning possible lease or easement requirements, or (2) If an activity will involve work below the mean high water line in navigable waters of the United States, the applicant should contact the Army Corps of Engineers (623-8367).

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**D. Discretionary authority.** Notwithstanding compliance with the PBR applicability requirements and standards set forth in this chapter, the DEP may require an individual permit application to be filed in any case where credible evidence indicates that the activity:

- (1) May violate the standards of the NRPA (38 M.R.S.A. Section 480-D);
- (2) Could lead to significant environmental impacts, including cumulative impacts; or
- (3) Could adversely impact a resource of special concern.

If an individual permit is required pursuant to this subsection, the DEP shall notify the applicant in writing within the 14 calendar day waiting period described in sub-section (C) above. When the DEP notifies an applicant that an individual permit is required, no work may be conducted unless and until the individual permit is obtained.

**E. Violations.** A violation of law occurs when a person, or his or her agent, performs or causes to be performed any activity subject to the NRPA without first obtaining a permit from the DEP, or acts contrary to the provisions of a permit. The person, his or her agent, or both, may be held

responsible for the violation. Commonly, the "person" is the landowner, and the "agent" is the contractor carrying out the activity. A violation occurs when:

- (1) An activity occurs that is not allowed under PBR, whether or not a PBR notification form has been filed with and/or approved by the DEP;
- (2) An activity occurs that is allowed under PBR, but a PBR for the activity has not become effective prior to the beginning of the activity; or
- (3) An activity occurs that is allowed under PBR and a PBR for the activity is in effect, but the standards specified in this chapter are not met.

See the "applicability" provision under each activity for rules concerning what activities are allowed under PBR. A PBR is only valid for the person listed on the notification form, or for his or her agent.

Each day that a violation occurs or continues is considered a separate offense. Violations are subject to criminal penalties and civil penalties of not less than \$100 nor more than \$10,000 for each day of that violation (38 M.R.S.A. Section 349).

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NOTE: A local Code Enforcement Officer (CEO) may take enforcement action for a violation of the Natural Resources Protection Act if he or she is authorized to represent a municipality in District Court, and he or she has been certified as familiar with court procedures, 30-A M.R.S.A. Section 4452(7).

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**Chapter 305 Section 11****State transportation facilities****A. Applicability**

- (1) This section applies to the maintenance, repair, reconstruction, rehabilitation, replacement or minor construction of a State Transportation Facility carried out by, or under the authority of, the Maine Department of Transportation or the Maine Turnpike Authority, including any testing or preconstruction engineering, and associated technical support services.
- (2) This section does not apply to an activity within a coastal sand dune system.

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NOTE: The construction of a transportation facility other than roads and associated facilities may be subject to the Storm Water Management Law, 38 M.R.S.A. Section 420-D.

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**B. Standards**

- (1) Photographs of the area to be altered by the activity must be taken before work on the site begins. The photographs must be kept on file and be made available at the request of the DEP.
- (2) The activity must be reviewed by the Department of Inland Fisheries and Wildlife, the Department of Marine Resources, the Atlantic Salmon Authority, and the DEP's Division of Environmental Assessment prior to the notification being filed with the DEP. The activity must be performed according to any recommendations from these authorities.
- (3) The activity must be performed in accordance with erosion control measures conforming with the State of Maine Department of Transportation Standard Specifications for Highways and Bridges Revision of April 1995 and with the Department of Transportation's Best Management Practices for Erosion and Sediment Control, September 1997.

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NOTE: Guidance on the use of erosion control best management practices can be obtained from the on site Construction Manager.

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- (4) Alignment changes may not exceed a distance of 200 feet between the old and new center lines in any natural resource.
- (5) The activity may not alter more than 300 feet of shoreline (both shores added together) within a mile stretch of any river, stream or brook, including any bridge width or length of culvert.
- (6) The activity may not alter more than 150 feet of shoreline (both shores added together) within a mile stretch of any outstanding river segment identified in 38 M.R.S.A. 480-P, including any bridge width or length of culvert.
- (7) The activity must minimize wetland intrusion. The activity is exempt from the provisions of Chapter 310, the Wetland Protection Rules, if the activity alters less than 15,000 square feet of natural resources per mile of roadway (centerline measurement) provided that the following impacts are not exceeded within the 15,000 square foot area:

- (a) 1,000 square feet of coastal wetland consisting of salt tolerant vegetation or shellfish habitat; or
- (b) 5,000 square feet of coastal wetland not containing salt tolerant vegetation or shellfish habitat; or
- (c) 1,000 square feet of a great pond.

All other activities must be performed in compliance with all sections of Chapter 310, the Wetland Protection Rules, except 310.2(C), 5(A), 9(1), 9(B) and 9(C).

- (8) The activity may not permanently block any fish passage in any watercourse containing fish. The applicant must improve passage beyond what restriction may already exist unless the Department of Inland Fisheries and Wildlife, the Department of Marine Resources, the Atlantic Salmon Authority and the DEP's Division of Environmental Assessment concur that the improvement is not necessary.
- (9) Rocks may not be removed from below the normal high water line of any coastal wetland, freshwater wetland, great pond, river, stream or brook except to the minimum extent necessary for completion of work within the limits of construction.
- (10) If work is performed in a river, stream or brook that is less than three feet deep at the time and location of the activity, with the exception of culvert installation, the applicant must divert flow away from the activity while work is in progress.
  - (a) Diversion may be accomplished by the use of stable, inert material. No more than two thirds (2/3) of stream width may be diverted at one time.
  - (b) Any material used to divert water flow must be completely removed upon completion of the activity, and the stream bottom must be restored to its original condition.
  - (c) A pump may be operated, where necessary, for a temporary diversion. The pump outlet must be located and operated such that erosion or the discharge of sediment to the water is prevented.

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NOTE: Guidance on the appropriate location of a diversion and materials which should be used for a stream diversion can be obtained from the on site Construction Manager.

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- (11) Wheeled or tracked equipment may not operate in the water. Equipment operating on the shore may reach into the water with a bucket or similar extension. Equipment may cross streams on rock, gravel or ledge bottom.
- (12) All wheeled or tracked equipment that must travel or work in a vegetated wetland area must travel and work on mats or platforms.
- (13) Any debris or excavated material must be stockpiled either outside the wetland or on mats or platforms. Hay bales or silt fence must be used, where necessary, to prevent sedimentation. Any debris generated during the activity must be prevented from washing downstream and must be removed from the wetland or water body. Disposal of debris must be in conformance with the Maine Hazardous Waste, Septage and Solid Waste Management Act, 38 M.R.S.A. Section 1301 et seq.

- (14) Work below the normal high water line of a great pond, river, stream or brook must be done at low water except for emergency work or work agreed to by the resource agencies listed in paragraph 2 above. Measures, such as a silt boom or staked fencing, must be employed to reduce and isolate turbidity.
- (15) Perimeter controls must be installed before the work starts. Disturbance of natural resources beyond the construction limits shown on the plans is not allowed under this rule.

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NOTE: Guidance on the location of construction limits can be obtained from the on site Construction Manager.

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- (16) The use of untreated lumber is preferred. Lumber pressure treated with chromated copper arsenate (CCA) may be used, provided it is cured on dry land in a manner that exposes all surfaces to the air for a period of at least 21 days prior to construction. Wood treated with creosote or pentachlorophenol may not be used where it will contact water.
- (17) A temporary road for equipment access must be constructed of crushed stone, blasted ledge, or similar materials that will not cause sedimentation or restrict fish passage. Such roads must be completely removed at the completion of the activity. In addition, any such temporary roads which are in rivers, streams or brooks, must allow for a passage of stormwater flows associated with a 10-year storm.
- (18) Soil may not be disturbed during any period when soils are saturated due to rain or snow melt, except as necessary to protect work in progress or as required for bridge maintenance activities. Areas where soils are saturated (i.e. water drips from the soil when squeezed by hand, or the soil is capable of being rolled into a rod 1/8th inch in diameter that does not crumble) must be immediately mulched if they are disturbed.
- (19) Disturbed soil must be protected within one week from the time it was last actively worked, and prior to any storm event, using temporary or permanent measures such as the placement of riprap, sod, mulch, erosion control blankets, or other comparable measures.
- (20) Hay bale or straw mulch, where used, must be applied at a rate of at least one bale per 500 square feet (1 to 2 tons per acre).
- (21) If mulch is likely to be moved because of steep slopes or wind exposure, it must be anchored with netting, peg and twine, binder or other suitable method and must be maintained until a catch of vegetation is established over the entire disturbed area.
- (22) In addition to the placement of riprap, sod, erosion control blankets or mulch, additional steps must be taken where necessary to prevent sedimentation of the water. Evidence of sedimentation includes visible sheet, rill or gully erosion, discoloration of water by suspended particles and/or slumping of banks. Silt fences, staked hay bales and other sedimentation control measures, where planned for, must be in place prior to the commencement of an activity, but must also be installed whenever necessary to prevent erosion and sedimentation.

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NOTE: Guidance on the location and proper installation of erosion control measures can be obtained from the on site Construction Manager.

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- (23) Temporary erosion control measures must be maintained and inspected weekly until the site is permanently stabilized with vegetation or other permanent control measures. Erosion control measures must also be inspected immediately prior to and following storms.
- (24) Permanent erosion control measures protecting all disturbed areas must be implemented within 30 days from the time the areas were last actively worked, or for fall and winter activities by the following June 15, except where precluded by the type of activity (e.g. riprap, road surfaces, etc.). The permanent erosion control measures must be maintained.
- (25) The applicant shall immediately take appropriate measures to prevent erosion or sedimentation from occurring or to correct any existing problems, regardless of the time of year.
- (26) Non-native species may not be planted in restored areas.
- (27) Disposal of debris must be in conformance with Maine Hazardous Waste, Septage and Solid Waste Management Act, 38 M.R.S.A. Sections 1301 et seq.
- (28) Disturbance of vegetation must be avoided, if possible. Where vegetation is disturbed outside of the area covered by any road or structure construction, it must be reestablished immediately upon completion of the activity and must be maintained.
- (29) A vegetated area at least 25 feet wide must be established and maintained between any new stormwater outfall structure and the high water line of any open water body. A velocity reducing structure must be constructed at the outlet of the stormwater outfall that will create sheet flow of stormwater, and prevent erosion of soil within the vegetated buffer. If the 25 foot vegetated buffer is not practicable, the applicant must explain the reason for a lesser setback in writing. Approval from the DEP must be in writing and any recommendations must be incorporated into the activity.

**C. Definitions.** The following terms, as used in this chapter, have the following meanings, unless the context indicates otherwise:

- (1) Diversion. A rerouting of a river, stream or brook to a location outside of its established channel.
- (2) Fill. a. (verb) To put into or upon, supply to, or allow to enter a water body or wetland any earth, rock, gravel, sand, silt, clay, peat, or debris; b. (noun) Material, other than structures, placed in or immediately adjacent to a wetland or water body.
- (3) Floodplain wetlands. Freshwater wetlands that are inundated with flood water during a 100-year flood event based on flood insurance maps produced by the Federal Emergency Agency or other site specific information.
- (4) Riprap. Rocks that are fit into place, usually without mortar, on a slope as defined in the State of Maine, Department of Transportation, Standard Specifications for Highway and Bridges, revision of April 1995.

Permit No: GP-39

Effective Date: Sept. 29, 2000  
Expiration Date: Sept. 29, 2005

Applicant: General Public, State of Maine

**DEPARTMENT OF THE ARMY  
PROGRAMMATIC GENERAL PERMIT  
STATE OF MAINE**

The New England District of the U.S. Army Corps of Engineers hereby issues a programmatic general permit (PGP) that expedites review of minimal impact work in coastal and inland waters and wetlands within the State of Maine. Activities with minimal impacts, as specified by the terms and conditions of this general permit and on the attached DEFINITION OF CATEGORIES sheets, are either non-reporting (provided required local and state permits are received), or are reporting, to be screened by the Corps and Federal Resource Agencies for applicability under the general permit. This general permit does not affect the Corps individual permit review process or activities exempt from Corps jurisdiction.

**Activities Covered:** work and structures that are located in, or that affect, navigable waters of the United States (regulated by the Corps under Section 10 of the Rivers and Harbors Act of 1899) and the discharge of dredged or fill material into waters of the United States (regulated by the Corps under Section 404 of the Clean Water Act), and the transportation of dredged material for the purpose of disposal in the ocean (regulated by the Corps under Section 103 of the Marine Protection, Research and Sanctuaries Act).

**PROCEDURES:**

**A. State Approvals**

For projects authorized pursuant to this general permit that are also regulated by the State of Maine, the following state approvals are also required and must be obtained in order for this general permit authorization to be valid (applicants are responsible for ensuring that all required state permits and approval have been obtained):

- (a) Maine Department of Environmental Protection (DEP): Natural Resources Protection Act permit, including permit-by-rule and general permit authorizations; Site Location and Development Act permit; and Maine Waterway Development and Conservation Act.
- (b) Maine Department of Conservation: Land Use Regulation Commission (LURC) permit.
- (c) Maine Department of Marine Resources: Lease.
- (d) Bureau of Public Lands, Submerged Lands: Lease.

Note that projects not regulated by the State of Maine (e.g., seasonal floats or moorings) may still be authorized by this general permit.

## **B. Corps Authorizations: Category I (Non-Reporting)**

Work in Maine subject to Corps jurisdiction that meets the definition of Category I on the attached DEFINITION OF CATEGORIES sheets and that meets all of this permit's other conditions, does not require separate application to the Corps of Engineers. If the State or the Corps does not contact the applicant for PBRs and Tier One permits during the State's Tier One 30-day review period, Corps approval may be assumed and the project may proceed. Refer to the Procedures Section at Paragraph E below for additional information regarding screening.

**Note that the review thresholds under Category I apply to single and complete projects i only** (see special condition 5). **Also note that Category I does not apply to projects occurring in a component of, or within 0.25 miles up and downstream of the main stem or tributaries of a river segment of the National Wild and Scenic River System** (see condition 11, and page 9 for the listed rivers in Maine).

There are also restrictions on other national lands or concerns, which must be met in order for projects to be eligible for authorization under this PGP. Refer to special conditions 6-13 under Paragraph F below.

Work that is not regulated by the State of Maine, but that is subject to Corps jurisdiction, is eligible for Corps authorization under this PGP in accordance with the review thresholds and conditions contained herein.

Although Category I projects are non-reporting, the Corps reserves the right to require screening or an individual permit review if there are concerns for the aquatic environment or any other factor of the public interest (see special condition 4 on Discretionary Authority). The Corps review or State/Federal screening process may also result in project modification, mitigation or other special conditions necessary to minimize impacts and protect the aquatic environment as a requirement for PGP approval.

## **C. Corps Authorization: Category II (Reporting - requiring screening) APPLICATION PROCEDURES**

For projects that do not meet the terms of Category I (see DEFINITION OF CATEGORIES sheets), the Corps, State, and Federal Resource Agencies will conduct joint screening meetings to review applications. If projects are concurrently regulated by the DEP or LURC, applicants do not need to submit separate applications to the Corps. For projects not regulated by DEP or LURC, applicants must submit an application to the Corps Maine Project Office for a case-by-case determination of eligibility under this general permit (Category II). **Category II projects may not proceed until written notification is received from the Corps.**

Category II projects which occur in a component of, or within 0.25 mile up or downstream of the main stem or tributaries of a river segment of the National Wild and Scenic River System, will be coordinated with the National Park Service (see special condition 11, and page 9 for listed rivers in Maine).

There are also restrictions on other national lands or concerns, which must be met in order for projects to be eligible for authorization under this PGP. Refer to special conditions 6-14 under Paragraph E below.

Category II applicants shall submit a copy of their application materials to the Maine Historic Preservation Commission and/or applicable Indian tribe(s) at the same time, or before, they apply to the DEP, LURC, or the Corps so that the project can be reviewed for the presence of historic/archaeological resources in the project area that may be affected by the proposed work. **Applications to the DEP or the Corps should include information to indicate that this has been done (applicant's statement or copy of cover letter to Maine Historic Preservation Commission and/or Indian tribe(s)).**

**The Corps may require additional information on a case-by-case basis as follows:**

- (a) purpose of project;
- (b) 8 1/2" by 11" plan views of the entire property including property lines and project limits with existing and proposed conditions (**legible, reproducible plans required**);
- (c) wetland delineation for the site, information on the basis of the delineation, and calculations of waterway and wetland impact areas (see special condition 2);
- (d) typical cross-section views of all wetland and waterway fill areas and wetland replication areas;
- (e) delineation of submerged aquatic vegetation, e.g., eel grass beds, in tidal waters;
- (f) area, type and source of fill material to be discharged into waters and wetlands, including the volume of fill below ordinary high water in inland waters and below the high tide line in coastal waters;
- (g) mean low, mean high water and high tide elevations in navigable waters;
- (h) limits of any Federal navigation project in the vicinity and State Plane coordinates for the limits of the proposed work closest to the Federal project;
- (i) on-site alternatives analysis (contact Corps for guidance);
- (j) identify and describe potential impacts to Essential Fish Habitat (contact Corps for guidance);
- (k) for dredging projects, include:
  - 1) the volume of material and area in square feet to be dredged below mean high water,
  - 2) existing and proposed water depths,
  - 3) type of dredging equipment to be used,
  - 4) nature of material (e.g., silty sand),

- 5) any existing sediment grain size and bulk sediment chemistry data for the proposed or any nearby projects,
- 6) information on the location and nature of municipal or industrial discharges and occurrences of any contaminant spills in or near the project area,
- 7) location of the disposal site (include locus sheet),
- 8) shellfish survey, and
- 9) sediment testing, including physical, chemical and biological testing. For projects proposing open water disposal, applicants are encouraged to contact the Corps as early as possible regarding sampling and testing protocols.

The Corps may request additional information. Dredging applicants may be required to conduct a shellfish and/or eel grass survey and sediment testing, including physical, chemical and biological testing. Sediment sampling and testing plans should be prepared or approved by the Corps before the samples are collected.

#### **STATE-FEDERAL SCREENING PROCEDURES:**

The Corps intends to utilize the application information required by the State for its regulatory program to the maximum extent practicable and the Corps normally will not be interacting with an applicant who is concurrently making application to the DEP or LURC. Projects not regulated by the State, but needing Corps of Engineers approval, **must apply directly to the Corps**. The joint screening meeting for Category II projects will occur regularly at the Corps or State of fices and will involve representatives from the DEP, the Corps, the U.S. Environmental Protection Agency, the U.S. Fish and Wildlife Service, and the National Marine Fisheries Service.

The Corps and Federal Resource Agencies will classify the project within the State's review period, not to exceed 60 days, as: 1) approvable under the PGP as proposed; 2) needs additional information, including possible project modification, mitigation or other special conditions to minimize impacts; or 3) exceeds the terms or conditions of the PGP, including the minimal effects requirement, and an individual permit review will be required. In addition, the Corps retains the ability to exercise its discretionary authority and require an individual permit, irrespective of whether the terms and conditions of this general permit are met, based on concerns for the aquatic environment or any factor of the public interest (see special condition 4 on Discretionary Authority). All Category II projects must receive written approval from the Corps before work can proceed. If the project is not approvable as proposed, the DEP, LURC, or the Corps will contact the applicant to discuss the concerns raised. If the applicant is unable to resolve the concerns, the Corps, independently or at the request of the Federal Resource Agencies, will require an individual permit for the project. The applicant will be notified of this in writing, along with information about submitting the necessary application materials. The comments from the Federal Resource Agencies to the Corps may be verbal initially, and must be made within 10 working days of the screening meeting. These comments must be confirmed in writing within 10 calendar days of the verbal response if the Resource Agency(ies) will request an individual permit. The Federal Resource Agency's comments must reflect a concern within their area of expertise, state the species or resources that could be impacted by the project, and describe the impacts that either individually or cumulatively will be more than minimal.

## MINERALS MANAGEMENT SERVICE (MMS) REVIEW

For Category II projects which involve construction of solid fill structures or discharge of fills along the coast which may extend the coastline or baseline from which the territorial sea is measured, coordination between the Corps and Minerals Management Service (MMS), Continental Shelf (OCS) Survey Group, will be needed (pursuant to the Submerged Lands Act, 43 U.S.C., Section 1301-1315, 33 CFR 320.4(f)). During the screening period, the Corps will forward project information to MMS for their review. MMS will coordinate their determination with the Department of the Interior (DOI) Solicitor's Office. The DOI will have 15 calendar days from the date MMS is in receipt of project information to determine if the baseline will be affected. No notification to the Corps within 15 day review period will constitute a "no affect" determination. Otherwise, the solicitor's notification to the Corps may be verbal but must be followed with a written confirmation within 10 business days from the date of the verbal notification. This procedure will be eliminated if the State of Maine provides a written waiver of interest in any increase in submerged lands caused by a change in the baseline resulting from solid fill structure or fills authorized under this general permit.

### **D. Corps Authorization: Category III (Individual Permit)**

Work that is in the INDIVIDUAL PERMIT category on the attached DEFINITION OF CATEGORIES sheets, or that does not meet the terms and conditions of this general permit, will require an application for an individual permit from the Corps of Engineers (see 33 CFR Part 325.1). The screening procedures outlined above will only serve to delay project review in such cases. The applicant should submit the appropriate application materials (including the Corps application form) at the earliest possible date. General information and application forms can be obtained at (207) 623-8367 (Maine Field Office), (800) 343-4789, or (800) 362-4367 in Massachusetts. Individual water quality certification and coastal zone management consistency concurrence will be required from the State of Maine before Corps permit issuance.

### **E. Programmatic General Permit Conditions:**

The following conditions apply to activities authorized under the PGP, including all Category I (non-reporting) and Category II (reporting - requiring screening) activities:

#### GENERAL REQUIREMENTS:

1. **Other Permits.** Authorization under this general permit does not obviate the need to obtain other Federal, state, or local authorizations required by law.
2. **Applicability of this general permit shall be evaluated with reference to Federal jurisdictional boundaries.** Applicants are responsible for ensuring that the boundaries used satisfy the federal criteria defined at 33 CFR 328-329.
3. **Minimal Effects.** Projects authorized by this general permit shall have minimal individual and cumulative adverse environmental impacts as determined by the Corps.

4. **Discretionary Authority.** Notwithstanding compliance with the terms and conditions of this permit, the Corps of Engineers retains discretionary authority to require review for an individual permit based on concerns for the aquatic environment or for any other factor of the public interest. This authority is invoked on a case-by-case basis whenever the Corps determines that the potential consequences of the proposal warrant individual review based on the concerns stated above. This authority may be invoked for projects with cumulative environmental impacts that are more than minimal or if there is a special resource or concern associated with a particular project that is not already covered by the remaining conditions of the PGP and that warrants greater review.

Whenever the Corps notifies an applicant that an individual permit may be required, authorization under this general permit is void and no work may be conducted until the individual Corps permit is obtained or until the Corps notifies the applicant that further review has demonstrated that the work may proceed under this general permit.

5. **Single and Complete Projects.** This general permit shall not be used for piecemeal work and shall be applied to single and complete projects. All components of a single project and/or all planned phases of multi-phased projects shall be treated together as constituting one single and complete project (e.g., subdivisions should include all work such as roads, utilities, and lot development). This general permit shall not be used for any activity that is part of an overall project for which an individual permit is required.

#### NATIONAL CONCERNS:

6. **St. John/St. Croix Rivers.** This covers work within the Saint John and Saint Croix River basins that requires approval of the International Joint Commission. This includes any temporary or permanent use, obstruction or diversion of international boundary waters which could affect the natural flow or levels of waters on the Canadian side of the line, as well as any construction or maintenance of remedial works, protective works, dams, or other obstructions in waters downstream from boundary waters when the activity could raise the natural level of water on the Canadian side of the boundary.
7. **Historic Properties.** Any activity authorized by this general permit shall comply with Section 106 of the National Historic Preservation Act. Information on the location and existence of historic resources can be obtained from the Maine Historic Preservation Commission and the National Register of Historic Places. Federally recognized tribes (Penobscots, Passamaquoddys, Micmacs, and Maliseets) may know of the existence of other sites that may be of significance to their tribes. See page 14 for historic properties contacts.

Applicants with projects which will undergo the screening process (Category II) shall submit a copy of their application materials, with the name and address of the applicant clearly indicated, to the Maine Historic Preservation Commission, 55 Capitol Street, State House Station 65, Augusta, Maine 04333, and to the applicable tribe(s) to be reviewed for the presence of historic and/or archaeological resources in the permit area that may be affected by the proposed work. The Corps will then be notified by the Commission and/or

Tribe within 10 days if there are State and/or tribal concerns that the proposed work will have an effect on historic resources. The applicant should include with their application to the State or the Corps either a copy of their cover letter or a statement of having sent their application material to the Commission and Tribe(s).

If the permittee, either prior to construction or during construction of the work authorized herein, encounters a previously unidentified archaeological or other cultural resource, within the area subject to Department of the Army jurisdiction, that might be eligible for listing in the National Register of Historic Places, he/she shall stop work and immediately notify the District Engineer and the Maine Historic Preservation Commission and/or applicable Tribe(s).

8. **National Lands.** Activities authorized by this general permit shall not impinge upon the value of any National Wildlife Refuge, National Forest, or any area administered by the National Park Service.

9. **Endangered Species.** No activity is authorized under this general permit which

- may affect a threatened or endangered species or a species proposed for such designation as identified under the Federal Endangered Species Act (ESA),
- is likely to destroy or adversely modify the critical habitat or proposed critical habitat of such species,
- would result in a 'take' of any threatened or endangered species of fish or wildlife, or
- would result in any other violation of Section 9 of the ESA protecting threatened or endangered species of plants.

Applicants shall notify the Corps if any listed species or critical habitat, or proposed species or critical habitat, is in the vicinity of the project and shall not begin work until notified by the District Engineer that the requirements of the Endangered Species Act have been satisfied and that the activity is authorized. Information on the location of threatened and endangered species and their critical habitat can be obtained from the U.S. Fish and Wildlife Service and National Marine Fisheries Service (addresses attached, page 14).

10. **Essential Fish Habitat.** As part of the PGP screening process, the Corps will coordinate with the National Marine Fisheries Service (NMFS) in accordance with the 1996 amendments to the Magnuson-Stevens Fishery and Conservation Management Act to protect and conserve the habitat of marine, estuarine and anadromous finfish, mollusks, and crustaceans. This habitat is termed "essential fish habitat (EFH)", and is broadly defined to include "those waters and substrate necessary to fish for spawning, breeding, feeding, or growth to maturity." Applicants may be required to describe and identify potential impacts to EFH based upon the location of the project, the activity proposed, and the species present. Conservation recommendations made by NMFS will normally be included as a permit requirement by the Corps. Information on the location of EFH can be obtained from the NMFS regulations (50 CFR Part 600) (address listed on page 14) and on their web site (<http://www.nero.nmfs.gov/ro/doc/webintro.html>).

The EFH designation for Atlantic salmon includes all aquatic habitats in the watershed of the following rivers and streams, including all tributaries to the extent that they are currently or were historically accessible for salmon migration:

St. Croix River	Pleasant River	Union River
Boyden River	Narraguagus River	Ducktrap River
Dennys River	Tunk Stream	Sheepscot River
Hobart Stream	Patten Stream	Kennebec River
Aroostook River	Orland River	Androscoggin River
East Machias River	Penobscot River	Presumpscot River
Machias River	Passagassawaukeag River	Saco River

11. **Wild and Scenic Rivers.** Any activity that occurs in a component of, or within 0.25 mile up or downstream of the main stem or tributaries of a river segment of the National Wild and Scenic River System, **must be reviewed by the Corps under the procedures of Category II of this general permit regardless of size of impact.** This condition applies to both designated wild and scenic rivers and rivers designated by Congress as study rivers for possible inclusion while such rivers are in an official study status. The Corps will consult with the National Park Service (NPS) with regard to potential impacts of the proposed work on the resource values of the Wild and Scenic River. The culmination of this coordination will be a determination by the NPS and the Corps that the work: (1) may proceed as proposed; (2) may proceed with recommended conditions; or (3) could pose a direct and adverse effect on the resource values of the river and an individual permit is required. If pre-application consultation between the applicant and the NPS has occurred whereby the NPS has made a determination that the proposed project is appropriate for authorization under this PGP (with respect to wild and scenic river issues), this determination should be furnished to the Corps with submission of the application. The address of the NPS can be found on Page 14 of this permit. *National Wild/Scenic Rivers System (Designated River in Maine) as of 5/2/00:* Allagash River beginning at Telos Dam continuing to Allagash checkpoint at Eliza Hole Rapids, approximately 3 miles upstream of the confluence with the St. John River. Length = 92 miles

12. **Federal Navigation Project.** Any structure or work that extends closer to the horizontal limits of any Corps navigation project than a distance of three times the project's authorized depth (see attached map following page 16 for locations of these projects) shall be subject to removal at the owner's expense prior to any future Corps dredging or the performance of periodic hydrographic surveys.

13. **Navigation.** There shall be no unreasonable interference with navigation by the existence or use of the activity authorized herein and no attempt shall be made by the permittee to prevent the full and free use by the public of all navigable waters at or adjacent to the activity authorized herein.

The permittee understands and agrees that, if future operations by the United States require the removal, relocation, or other alteration, of the structure or work herein authorized, or if, in the opinion of the Secretary of the Army or his authorized representative, said structure

or work shall cause unreasonable obstruction to the free navigation of the navigable waters, the permittee will be required, upon due notice from the Corps of Engineers, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the United States. No claim shall be made against the United States on account of any such removal or alteration.

14. **Federal Liability.** In issuing this permit, the Federal Government does not assume any liability for the following: (a) damages to the permitted project or uses thereof as a result of other permitted or unpermitted activities or from natural causes; (b) damages to the permitted project or uses thereof as a result of current or future activities undertaken by or on behalf of the United States in the public interest; (c) damages to persons, property, or to other permitted or unpermitted activities or structures caused by the activity authorized by this permit; (d) design or construction deficiencies associated with the permitted work; (e) damage claims associated with any future modification, suspension, or revocation of this permit.

#### MINIMIZATION OF ENVIRONMENTAL IMPACTS:

15. **Minimization.** Discharges of dredged or fill material into waters of the United States shall be avoided and minimized to the maximum extent practicable, regardless of review category.
16. **Work in Wetlands.** Heavy equipment working in wetlands shall be avoided if possible, **and if required, shall be placed on mats or other measures taken** to minimize soil and vegetation disturbance. Disturbed areas in wetlands shall be restored to preconstruction contours and conditions upon completion of the work.
17. **Temporary Fill.** Temporary fill in waters and wetlands authorized by this general permit (e.g., access roads, cofferdams) shall be properly stabilized during use to prevent erosion. Temporary fill in wetlands shall be placed on geotextile fabric laid on existing wetland grade. Temporary fills shall be disposed of at an upland site, suitably contained to prevent erosion and transport to a waterway or wetland. Temporary fill areas shall be restored to their approximate original contours but not higher. No temporary fill shall be placed in waters or wetlands unless specifically authorized by the Corps.
18. **Sedimentation and Erosion Control.** Adequate sedimentation and erosion control management measures, practices and devices, such as phased construction, vegetated filter strips, geotextile silt fences or other devices, shall be installed and properly maintained to reduce erosion and retain sediment on-site during and after construction. They shall be capable of preventing erosion, of collecting sediment, suspended and floating materials, and of filtering fine sediment. These devices shall be removed upon completion of work and the disturbed areas shall be stabilized. The sediment collected by these devices shall be removed and placed at an upland location in a manner that will prevent its later erosion into a waterway or wetland. All exposed soil and other fills shall be permanently stabilized at the earliest practicable date.

**19. Waterway Crossings.**

- (a) All temporary and permanent crossings of waterbodies shall be suitably culverted, bridged, or otherwise designed to withstand and to prevent the restriction of high flows, to maintain existing low flows, and to not obstruct the movement of aquatic life indigenous to the waterbody beyond the actual duration of construction.
- (b) Temporary bridges, culverts, or cofferdams shall be used for equipment access across streams (NOTE: areas of fill and/or cofferdams must be included in total waterway/wetlands impacts to determine applicability of this general permit).
- (c) For projects that otherwise meet the terms of Category I, instream construction work shall be conducted during the low flow period July 15 - October 1 in any year. Projects that are not to be conducted during that time period are ineligible for Category I and shall be screened pursuant to Category II, regardless of the waterway and wetland fill and/or impact area.

**20. Discharge of Pollutants.** All activities involving any discharge of pollutants into waters of the United States authorized under this general permit shall be consistent with applicable water quality standards, effluent limitations, standards of performance, prohibitions, and pretreatment standards and management practices established pursuant to the Clean Water Act (33 U.S.C. 1251) and applicable state and local laws. If applicable water quality standards, limitations, etc., are revised or modified during the term of this permit, the authorized work shall be modified to conform with these standards within six months of the effective date of such revision or modification, or within a longer period of time deemed reasonable by the District Engineer in consultation with the Regional Administrator of the Environmental Protection Agency. Applicants may presume that state water quality standards are met with issuance of the 401 Water Quality Certification.

**21. Spawning Areas.** Discharges into known 1) fish and shellfish spawning or nursery areas; and 2) amphibian and waterfowl breeding areas, during spawning or breeding seasons shall be avoided, and impacts to these areas shall be avoided or minimized to the maximum extent practicable during all times of year.

**22. Storage of Seasonal Structures.** Coastal structures such as pier sections and floats that are removed from the waterway for a portion of the year shall be stored in an upland location located above mean high water and not in tidal marsh.

**23. Environmental Values.** The permittee shall make every reasonable effort to carry out the construction or operation of the work authorized herein in a manner so as to maintain as much as is practicable, and to minimize any adverse impacts on, existing fish and wildlife and natural environmental values.

**24. Protection of Vernal Pools.** Impacts to uplands in proximity (within 500 feet) to the vernal pools referenced in DEFINITIONS OF CATEGORIES shall be minimized to the maximum extent possible.

PROCEDURAL CONDITIONS:

25. **Cranberry Development Projects.** For Cranberry development projects authorized under the PGP, the following conditions apply:

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1. If a cranberry bog is abandoned for any reason, the area must be allowed to convert to natural wetlands unless an individual permit is obtained from the Corps of Engineers allowing the discharge of fill for an alternate use.
2. No stream diversion shall be allowed under this permit.
3. No impoundment of perennial streams shall be allowed under this permit.
4. The project shall be designed and constructed to not cause flood damage on adjacent properties.

26. **Inspections.** The permittee shall permit the District Engineer or his authorized representative(s) to make periodic inspections at any time deemed necessary in order to ensure that the work is being performed in accordance with the terms and conditions of this permit. The District Engineer may also require post-construction engineering drawings for completed work, and post-dredging survey drawings for any dredging work. **To facilitate these inspections, the attached work notification form should be filled out and returned to the Corps for all Category II projects.**

27. **Maintenance.** The permittee shall maintain the work or structures authorized herein in good condition, including maintenance, to ensure public safety. Dredging projects: note that this does not include maintenance of dredging projects. Maintenance dredging is subject to the review thresholds described on the attached DEFINITION OF CATEGORIES sheets and/or any conditions included in a written Corps authorization.

28. **Property Rights.** This permit does not convey any property rights, either in real estate or material, or any exclusive privileges, nor does it authorize any injury to property or invasion of rights or any infringement of federal, state, or local laws or regulations. **If property associated with work authorized by the PGP is sold, the PGP authorization is automatically transferred to the new property owner. The new property owner should provide this information to the Corps in writing. No acknowledgement from the Corps is necessary.**

29. **Modification, Suspension, and Revocation.** This permit may be either modified, suspended, or revoked, in whole or in part, pursuant to the policies and procedures of 33 CFR 325.7 and any such action shall not be the basis for any claim for damages against the United States.

30. **Restoration.** The permittee, upon receipt of a notice of revocation of authorization under this permit, shall restore the wetland or waterway to its former condition without expense to the United States and as directed by the Secretary of the Army or his authorized representative. If the permittee fails to comply with such a directive, the Secretary or his designee may restore the wetland or waterway to its former condition, by contract or otherwise, and recover the cost from the permittee.

31. **Special Conditions.** The Corps, independently or at the request of the Federal Resource Agencies, may impose other special conditions on a project authorized pursuant to this general permit that are determined necessary to minimize adverse environmental effects or based on any other factor of the public interest. Failure to comply with all conditions of the authorization, including special conditions, will constitute a permit violation and may subject the permittee to criminal, civil, or administrative penalties or restoration.
32. **False or Incomplete Information.** If the Corps makes a determination regarding the eligibility of a project under this permit and subsequently discovers that it has relied on false, incomplete, or inaccurate information provided by the permittee, the permit shall not be valid and the government may institute appropriate legal proceedings.
33. **Abandonment.** If the permittee decides to abandon the activity authorized under this general permit, unless such abandonment is merely the transfer of property to a third party, he/she must restore the area to the satisfaction of the District Engineer.
34. **Enforcement cases.** This general permit does not apply to any existing or proposed activity in Corps jurisdiction associated with an on-going Corps of Engineers or Environmental Protection Agency enforcement action until such time as the enforcement action is resolved or the Corps determines that the activity may proceed independently without compromising the enforcement action. The Corps may choose not to accept applications or issue permits to any applicant with outstanding violations.
35. **Emergency situations.** This PGP can be used to authorize the repair, rehabilitation, or replacement of those structures destroyed by storms, floods, fire or other discrete unexpected and catastrophic event. In such situations and if the work exceeds Category I limitations, if applicant applies to the Corps within 30 days of the event, the Corps will attempt to contact the resource agencies for their approvals but, if unable to contact them, will issue an emergency permit and review them after-the-fact with the agencies at the next joint processing meeting. Proposed work submitted more than 30 days after the emergency will go through the standard PGP procedures.

#### DURATION OF AUTHORIZATION/GRANDFATHERING:

36. **Duration of Authorization.** Activities authorized under this general permit that have commenced (i.e., are under construction) or are under contract to commence in reliance upon this authorization will remain authorized provided the activity is completed within twelve months of the date of the general permit's expiration, modification, or revocation, unless discretionary authority has been exercised on a case-by-case basis to modify, suspend, or revoke the authorization in accordance with 33 CFR 325.2 (e)(2). Activities completed under the authorization of the general permit that was in effect at the time the activity was completed will continue to be authorized by the general permit.

### 37. Previously Authorized Activities.

- (a) Activities which have commenced (i.e., are under construction or are under contract to commence) prior to the issuance date of this general permit, in reliance upon the terms and conditions of the non-reporting category of the previous Maine PGP shall remain authorized provided the activity is completed within twelve months of the date of issuance of this general permit, unless discretionary authority has been exercised on a case-by-case basis to modify, suspend, or revoke the authorization in accordance with special condition 4. The applicant must be able to document to the Corps satisfaction that the project was under construction or contract by the appropriate date.
- (b) Projects that have received written verification or approval from the Corps, based on applications made to the Corps prior to issuance of this general permit, for the previous Maine SPGP and PGP, Nationwide permits, regional general permits, or letters of permission shall remain authorized as specified in each authorization.
- (c) This general permit does not affect activities authorized pursuant to 33 CFR Part 330.3 (activities occurring before certain dates).

For DISTRICT ENGINEER Christine Gedfrey DATE 7 / 26 / 00

## CONTACTS FOR MAINE PROGRAMMATIC GENERAL PERMIT:

*U.S. Army Corps of Engineers*  
Maine Project Office  
675 Western Avenue #3  
Manchester, Maine 04351  
207-623-8367  
Fax # 207-623-8206

*Federal Endangered Species*  
U.S. Fish and Wildlife Service  
Maine Field Office  
1033 South Main Street  
Old Town, Maine 04468  
207-827-5938  
Fax # 207-827-6099

*Wild and Scenic Rivers*  
National Park Service  
North Atlantic Region  
15 State Street  
Boston, MA 02109  
617-223-5203

*Maine Historic Preservation Commission*  
55 Capitol Street  
State House Station 65  
Augusta, Maine 04333  
207-287-2132  
Fax # 207-287-2335  
*Aroostook Band of Micmacs*  
P.O. Box 772  
Presque Isle, Maine 04769  
207-764-1972  
Fax # 207-764-7667

*Passamaquoddy Tribe of Indians*  
Pleasant Point Reservation  
Attn: Tribal Council  
P.O. Box 343  
Perry, Maine 04667  
207-853-2600  
Fax # 207-853-6039

*Federal Endangered Species and Essential  
Fish Habitat*  
National Marine Fisheries Service  
One Blackburn Drive  
Gloucester, Massachusetts 01939  
978-281-9102  
Fax # 978-281-9301

*Houlton Band of Maliseet Indians*  
Attn: Brenda Commander, Tribal Chief  
Route 3 - Box 450  
Houlton, Maine 04730  
207-532-4273  
Fax # 207-532-2660  
*Passamaquoddy Tribe of Indians*  
Indian Township Reservation  
Attn: Donald Soctomah  
P.O. Box 301  
Princeton, Maine 04668  
207-796-2301  
Fax # 207-796-5256

*Penobscot Indian Nation*  
Richard Hamilton, Chief  
6 River Road  
Indian Island Reservation  
Old Town, Maine 04468  
(207) 827-7776  
Fax # 207-827-1137

*Maine Department of Environmental Protection  
(For State Permits and Water Quality  
Certifications)*

Natural Resources Division  
Bureau of Land and Water Quality Control  
State House Station 17  
Augusta, Maine 04333  
207-287-2111

Southern Maine Regional Office  
312 Canco Road  
Portland, Maine 04103  
201-822-6300

Eastern Maine Regional Office  
106 Hogan Road  
Bangor, Maine 04401  
207-941-4570

Northern Maine Regional Office  
1235 Central Drive  
Skyway Park  
Presque Isle, Maine 04769  
207-764-0477

*MaineLand UseRegulation Commission (LURC)  
offices*

22 State House Station  
Augusta, ME 04333-0022  
207-287-2631  
800-452-8711 (call to obtain appropriate LURC  
of fice)  
Fax # 207-287-7439

45 Radar Road  
Ashland,ME 04732-3600  
207-435-7963  
Fax # 207-435-7184

Lakeview Drive  
P.O.Box1107  
Greenville, ME 04441  
207-695-2466  
Fax # 207-695-2380

191 Main Street  
EastMillinocket,ME 04430  
207-746-2244  
Fax # 207-746-2243

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*(For CZMDeterminations)*

State Planning Office  
Coastal Program  
184 State Street  
**State House** Station 38  
Augusta, Maine 04333  
207-287- 1009

*Maine Department of Marine Resources  
(For Aquaculture Leases)*  
McKown Point  
Boothbay Harbor, Maine 04575  
207-633-9500

*(For Submerged Lands Leases)*

Maine Department of Conservation  
Bureau of Parks and Lands  
22 State House Station  
207-287-3061

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A. INLAND WETLANDS (WATERS OF THE U.S.) <sup>1</sup>	CATEGORY I	CATEGORY II	INDIVIDUAL PERMIT
(a) NEW FILL/ EXCAVATION DISCHARGES	<p>Less than 4,300 sf inland waterway and /or wetland fill and secondary impacts (e.g., areas drained, flooded or cleared).</p> <p>-- Includes projects covered by a State Tier One permit with no cumulative impacts over 15,000 sf in inland wetlands from previous permits, unauthorized work, and/or other state permits.</p> <p>-- Includes crossing of perennial waterways designated as Essential Fish Habitat (EFH) for Atlantic salmon<sup>2</sup> if the waterway is crossed with a span and footprints of the span abutments are outside ordinary high water with no more than 4,300 sf of associated wetland impact.</p> <p>-- Includes in-stream work of up to 4,300 sf of fill below ordinary high water in waterways not designated as EFH for Atlantic salmon<sup>2</sup> and performed in accordance with Maine Permit By Rule standards or a LURC permit.</p>	<p>4,300 sf to 3 acres inland waterway and/or wetland fill and secondary impacts (e.g., areas drained, flooded or cleared).</p> <p>-- Impact area includes all temporary and permanent fill and excavation except for incidental fallback.</p> <p>-- Includes in-stream work, including crossings (other than a spanned crossing as described in Category I) with any discharge of fill below ordinary high water in perennial waterways designated as EFH for Atlantic salmon<sup>2</sup>.</p> <p>-- Time of year restrictions determined case-by-case.</p>	<p>Greater than 3 acres inland waterway and/or wetland fill and secondary impacts (e.g., areas drained, flooded or cleared).</p> <p>-- Impact area includes all temporary and permanent fill and excavation discharges except for incidental fallback<sup>3</sup>.</p> <p>In-stream work exceeding Category II limits.</p> <p>If EIS required by the Corps.</p>

<sup>1</sup> Water of the U.S. in inland areas: inland rivers, streams, lakes, ponds and wetlands.

<sup>2</sup> Essential Fish Habitat for Atlantic salmon includes all aquatic habitats in the watersheds of the following rivers and streams, including all tributaries to the extent that they are currently or were historically accessible for salmon migration: St. Croix, Boyden, Dennys, Hobart Stream, Aroostook, East Machias, Machias, Pleasant, Narraguagus, Tunk stream, Patten Stream, Orland, Penobscot, Passagassawaukeag, Union, Ducktrap, Sheepscot, Kennebec, Androscoggin, Presumpscot and Saco River.

<sup>3</sup> The larger the impacts, the more likely an individual permit will be required. Projects involving widening, expansion or impacts to degraded or low value wetlands between 1-3 acres may be approved under Category II, subject to the Federal screening. The Corps recognizes and endorses the DEP Tier 2 upper thresholds of 1 acre. Compensatory mitigation is likely to be required at this level of impact.

	<b>CATEGORY I</b>	<b>CATEGORY II</b>	<b>INDIVIDUAL PERMIT</b>
(a) NEW FILL/ EXCAVATION DISCHARGES	<p>-- Impact area includes all temporary and permanent fill and excavation discharges except for incidental fallback.</p> <p>-- In-stream work limited to July 15 - Oct. 1.</p> <p>-- This category excludes situations when a vernal pool of any size may be impacted, in accordance with the ME DEP definition of vernal pool<sup>4</sup></p> <p>-- This category excludes work within ¼ mile or a Wild and Scenic River<sup>5</sup></p> <p>-- This category excludes dams, dikes, or activities involving water withdrawal or water diversion.</p> <p>-- This category excludes work in National Wildlife Refuges.</p>	Proactive restoration projects with any amount of impact can be reviewed under Category II. The Corps, in consultation with State and Federal agencies, must determine that net adverse effects are not more than minimal.	
(b) BANK STABILIZATION PROJECTS	<p>Inland bank stabilization less than 500 ft. long and less than 1 cy fill per linear foot below ordinary high water in ponds, lakes, and waterway not designated as EFH for Atlantic salmon<sup>2</sup>, provided there is no wetland fill.</p> <p>-- In-stream work limited to July 15 - Oct. 1.</p>	<p>Inland bank stabilization in ponds, lakes, and waterways not designated as EFH for Atlantic salmon<sup>2</sup> which exceeds Category I limits.</p> <p>Inland bank stabilization of any size below ordinary high water in waterways designed as EFH for Atlantic salmon<sup>2</sup>.</p> <p>-- Other stabilization exceeding Category I.</p>	
(C) REPAIR AND MAINTENANCE OF AUTHORIZED FILLS	Repair or maintenance of existing, currently serviceable, authorized fills with no substantial expansion or change in use.	Replacement of non-serviceable fills, or repair or maintenance of serviceable fills with expansion of any amount up to 1 acre, or with a change in use.	Replacement of non-serviceable fills, or repair or maintenance of serviceable fills with greater than 1 acre of expansion.

<sup>4</sup> Vernal Pool: Naturally-occurring, or intentionally created for the purposes of compensatory mitigation, temporary to permanent bodies of water occurring in shallow depressions that fill during the spring and fall and may dry during the summer. Vernal pools have no permanent or viable populations of predatory fish. Vernal pools provide the primary breeding habitat for wood frogs, spotted salamanders, blue-spotted salamanders, and fairy shrimp, and provide habitat for other wildlife including several endangered and threatened species.

<sup>5</sup> National Wild/Scenic Rivers System (Designated River in Maine): Allagash River beginning at Telos Dam continuing to Allagash checkpoint at Eliza Hole Rapids, approximately 3 miles upstream of the confluence with the St. John River. Length = 92 miles.

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B. TIDAL WATERS AND NAVIGABLE WATERS <sup>6</sup>	CATEGORY I	CATEGORY II	INDIVIDUAL PERMIT
(a) FILL		Up to 1 acre waterway or wetland fill and secondary impacts (e.g., areas drained, flooded or cleared). Includes temporary and permanent waterway fill. -- Temporary tidal marsh impacts up to 1 acre. -- Permanent tidal marsh, mudflat, or vegetated shallows 7 fill up to 1,000 sf. -- Proactive restoration projects with any amount of impact can be reviewed under Cat. II. The Corps, in consultation with State and Federal agencies, must determine that net adverse effects are not more than minimal.	Greater than 1 acre waterway fill and secondary impacts (e.g., areas drained, flooded or cleared). Includes -- Temporary tidal marsh impacts over 1 acre. -- Permanent tidal marsh, mudflat, or vegetated shallows 7 fill over 1,000 sf.
(b) REPAIR AND MAINTENANCE WORK	Repair or maintenance of existing, currently serviceable, authorized structure or fills with no substantial expansion or change in use. -- Work must be in same footprint as original structure or fill	Repair or replacement of any non-serviceable structures or fill, or repair or maintenance of serviceable fills with expansion of any amount up to 1 acre, or with a change in use.	Replacement of non-serviceable structures or fill or repair or maintenance of serviceable structure or fill with expansion greater than 1 acre.

6 Navigable Waters: waters that are subject to the ebb and flow of the tide and Federally designated navigable waters (Penobscott River to Medway, Kennebec River to Moosehead Lake, and the portion of Umbagog Lake in Maine).

7 Vegetated Shallows: subtidal areas that support rooted aquatic vegetation such as eelgrass.

	CATEGORY I	CATEGORY II	INDIVIDUAL PERMIT
(c) DREDGING	Maintenance dredging of less than 1,000 cy with upland disposal. -- Proper siltation controls used -- Limited to work between November 1 and January 15. -- No impact to special aquatic sites <sup>8</sup>	Maintenance dredging of greater than 1,000 cy, new dredging of up to 25,000 cy, or projects that do not meet Category I. Disposal includes upland, open water or beach nourishment (above mean high water), only if material is determined suitable.	Maintenance dredging (any amount) in or affecting special aquatic sites <sup>7</sup> . See B(a) above for dredge disposal in wetlands or water.  New dredging greater than 25,000 cy or any amount in or affecting special aquatic sites <sup>7</sup> .
(d) MOORINGS	-- Private, non-commercial, non-rental single boat moorings not associated with any boating facility? <sup>9</sup> provided not located in a Federal Navigation Project, there is no interference with navigation, it is not located in vegetated shallows <sup>6</sup> , and it is within ¼ mile of the owner's residence or a public access point <sup>10</sup> . -- Minor relocation or previously authorized mooring and moored floats consistent with Harbormaster recommendations, provided it is also consistent with local regulations, is not located in vegetated shallows, and does not interfere with navigation.	Moorings that do not meet the terms of Category I (e.g., rental or service moorings) and moorings that meet the terms of Category I that are located in a Federal anchorage.	Moorings within the horizontal limits, or with moored vessels that extend, into the horizontal limits of a Federal Navigation Project, except those in Federal anchorages under Category II.

<sup>8</sup>Special Aquatic Sites: include wetlands and salt marsh, mudflats, riffles and pools, and vegetated shallows.

? Boating Facilities: facilities that provide, rent, or sell mooring space, such as marinas, yacht, clubs, boat clubs, boat yards, town facilities, dockominiums, etc.

<sup>10</sup> Cannot be at a remote location to create a convenient transient anchorage.

	CATEGORY I	CATEGORY II	INDIVIDUAL PERMIT
(e) PILE-SUPPORTED STRUCTURES AND FLOATS	Reconfiguration of existing authorized docks, provided structures are not positioned over vegetated shallows or salt marsh and provided floats are supported off substrate at low tide. No dredging, addition slips or expansion allowed.	Private piers and floats for navigational access to waterway (seasonal and permanent).	Structures, piers or floats that extend, or with docked/moored vessels that extend, into the horizontal limits of a Federal Navigation Project. Structures, including piers and floats, associated with a new or previously unauthorized boating facility <sup>8</sup> .
(f) MISCELLANEOUS	<ul style="list-style-type: none"> <li>-- Temporary buoys, markers, floats, etc., for recreational use during specific events, provided they are removed within 30 days after use is discontinued.</li> <li>-- Coast Guard approved aids to navigation.</li> <li>-- Oil spill clean-up temporary structures or fill.</li> <li>-- Fish/wildlife harvesting structures/fill (as defined by 33 CFR 330, App. A-4)</li> <li>-- Scientific measurement devices and survey activities such as exploratory drilling, surveying or sampling.</li> <li>-- Shellfish seeding (brushing the flats) projects<sup>11</sup>.</li> <li>-- Does <u>not</u> include oil or gas exploration and fills for roads or construction pads.</li> <li>-- This category excludes work in National Wildlife Refuges.</li> </ul>	<ul style="list-style-type: none"> <li>-- Structures or work in or affecting tidal or navigable waters that are not defined under any or the previous headings. Includes, but is not limited to, utility lines, aerial transmission lines, pipelines, outfalls, boat ramps, bridge fills/abutments, etc.</li> <li>-- Shellfish/finfish (other than Atlantic salmon), or other aquaculture facilities which are consistent with the Corps revised standard siting requirements and standard permit conditions dated 7/6/94, or as revised.</li> </ul>	If EIS required by Corps.

<sup>11</sup> Brushing the flats: the placement of tree boughs, wooden lath structures, or small-mesh fencing on mudflats for the purpose of enhancing recruitment of soft-shell clams (*Mya arenaria*).